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SALUS POPULI SUPREMA LEX ESTO

*“The welfare of the people shall be the supreme law.”*



JOHN R. ASHCROFT  
SECRETARY OF STATE

# MISSOURI REGISTER

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Register Filing Deadlines	Register Publication Date	Code Publication Date	Code Effective Date
May 1, 2019	June 3, 2019	June 30, 2019	July 30, 2019
May 15, 2019	June 17, 2019	June 30, 2019	July 30, 2019
June 3, 2019	July 1, 2019	July 31, 2019	August 30, 2019
June 17, 2019	July 15, 2019	July 31, 2019	August 30, 2019
July 1, 2019	August 1, 2019	August 31, 2019	September 30, 2019
July 15, 2019	August 15, 2019	August 31, 2019	September 30, 2019
August 1, 2019	September 2, 2019	September 30, 2019	October 30, 2019
August 15, 2019	September 16, 2019	September 30, 2019	October 30, 2019
September 3, 2019	October 1, 2019	October 31, 2019	November 30, 2019
September 16, 2019	October 15, 2019	October 31, 2019	November 30, 2019
October 1, 2019	November 1, 2019	November 30, 2019	December 30, 2019
October 15, 2019	November 15, 2019	November 30, 2019	December 30, 2019
November 1, 2019	December 2, 2019	December 31, 2019	January 30, 2020
November 15, 2019	December 16, 2019	December 31, 2019	January 30, 2020

Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please check out the website at [sos.mo.gov/adrules/pubsched](http://sos.mo.gov/adrules/pubsched).

## HOW TO CITE RULES AND RSMO

### RULES

The rules are codified in the *Code of State Regulations* in this system–

Title		Division	Chapter	Rule
3	CSR	10-	4	.115
Department	<i>Code of State Regulations</i>	Agency Division	General area regulated	Specific area regulated

and should be cited in this manner: 3 CSR 10-4.115.

Each department of state government is assigned a title. Each agency or division in the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraphs 1., subparagraphs A., parts (I), subparts (a), items I. and subitems a.

The rule is properly cited by using the full citation, for example, 3 CSR 10-4.115 NOT Rule 10-4.115.

Citations of RSMo are to the *Missouri Revised Statutes* as of the date indicated.

### ***Code and Register on the Internet***

The *Code of State Regulations* and *Missouri Register* are available on the Internet.

The *Code* address is [sos.mo.gov/adrules/csr/csr](http://sos.mo.gov/adrules/csr/csr)

The *Register* address is [sos.mo.gov/adrules/moreg/moreg](http://sos.mo.gov/adrules/moreg/moreg)

These websites contain rulemakings and regulations as they appear in the *Code* and *Registers*.

**R**ules appearing under this heading are filed under the authority granted by section 536.025, RSMo 2016. An emergency rule may be adopted by an agency if the agency finds that an immediate danger to the public health, safety, or welfare, or a compelling governmental interest requires emergency action; follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances; follows procedures which comply with the protections extended by the *Missouri* and the *United States Constitutions*; limits the scope of such rule to the circumstances creating an emergency and requiring emergency procedure, and at the time of or prior to the adoption of such rule files with the secretary of state the text of the rule together with the specific facts, reasons, and findings which support its conclusion that there is an immediate danger to the public health, safety, or welfare which can be met only through the adoption of such rule and its reasons for concluding that the procedure employed is fair to all interested persons and parties under the circumstances.

**R**ules filed as emergency rules may be effective not less than ten (10) days after filing or at such later date as may be specified in the rule and may be terminated at any time by the state agency by filing an order with the secretary of state fixing the date of such termination, which order shall be published by the secretary of state in the *Missouri Register* as soon as practicable.

**A**ll emergency rules must state the period during which they are in effect, and in no case can they be in effect more than one hundred eighty (180) calendar days or thirty (30) legislative days, whichever period is longer. Emergency rules are not renewable, although an agency may at any time adopt an identical rule under the normal rulemaking procedures.

## Title 1—OFFICE OF ADMINISTRATION Division 50—Missouri Ethics Commission Chapter 5—Committee Registration and Reporting

### EMERGENCY AMENDMENT

**1 CSR 50-5.010 Definitions.** The commission is amending section (1).

*PURPOSE:* This amendment clarifies when this rule applies to federal political action committees, committees domiciled outside of this state, and out-of-state committees.

*EMERGENCY STATEMENT:* This emergency amendment informs federal political action committees that make contributions or expenditures to support or oppose candidates in this state of the circumstances that require them to register and file reports with the Missouri Ethics Commission. Article III, Section 2(f) of the *Missouri Constitution* was recently amended to include a requirement that prohibits candidates for the General Assembly from accepting contributions from any federal political action committee unless the committee files disclosure reports with the Missouri Ethics Commission. On August 1, 2019, Governor Parson called for a special election to fill vacancies in the House of Representatives. Consequently, this emergency amendment is necessary to protect the governmental interest of public disclosure as relates to campaign finance as some federal political action committees may wish to contribute to candidates in the November 5, 2019 election, but those committees may not realize

whether and when registration and disclosure are required. This emergency amendment follows procedures calculated to assure fairness to all interested persons and parties under the circumstances and follows procedures that comply with protections extended by the *Missouri* and the *United States Constitutions*. It is limited to the circumstances creating the required emergency action. The commission has also filed a proposed amendment, which covers the same material, and which appears in this issue of the *Missouri Register*. This emergency rule was filed August 8, 2019, becomes effective August 18, 2019, and expires on February 27, 2020.

(1) As used in this chapter, the following terms mean:

(A) Committee domiciled outside of this state—a campaign finance committee registered according to the campaign finance disclosure laws of a state, other than the State of Missouri, or as a federal political action committee, as defined in this rule, which is registered and reporting with the Federal Election Commission and makes contributions or expenditures to support or oppose candidates and ballot measures in this state;

(F) Out-of-state committee—a campaign finance committee registered according to the campaign finance disclosure laws of a state, other than the State of Missouri, or a federal political action committee as defined in this rule, which is registered and reporting with the Federal Election Commission and makes contributions or expenditures to support or oppose candidates and ballot measures in this state.

*AUTHORITY:* sections 105.955.14(7) and 105.961.3, RSMo 2016. Original rule filed Feb. 7, 2018, effective Aug. 30, 2018. Emergency amendment filed Aug. 8, 2019, effective Aug. 18, 2019, expires Feb. 27, 2020. A proposed amendment covering this same material is published in this issue of the *Missouri Register*.

## Title 1—OFFICE OF ADMINISTRATION Division 50—Missouri Ethics Commission Chapter 5—Committee Registration and Reporting

### EMERGENCY AMENDMENT

**1 CSR 50-5.020 Registration Requirements for Committees Domiciled Outside the State of Missouri and Out-of-State Committees.** The commission is amending sections (1), (2), and (4), inserting new sections (2) and (3), deleting section (5), and then renumbering the sections.

*PURPOSE:* This amendment clarifies the statutory and constitutional requirements imposed on federal political action committees, committees domiciled outside of this state, and out-of-state committees which make contributions or expenditures to support or oppose candidates or ballot measures in this state.

*EMERGENCY STATEMENT:* This emergency amendment informs federal political action committees that make contributions or expenditures to support or oppose candidates in this state of the circumstances that require them to register and file reports with the Missouri Ethics Commission. Article III, Section 2(f) of the *Missouri Constitution* was recently amended to include a requirement that prohibits candidates for the General Assembly from accepting contributions from any federal political action committee unless the committee files disclosure reports with the Missouri Ethics Commission. On August 1, 2019, Governor Parson called for a special election to fill vacancies in the House of Representatives. Consequently, this emergency amendment is necessary to protect the governmental interest of public disclosure as relates to campaign finance as some federal political action committees may wish to contribute to candidates in

*the November 5, 2019 election, but those committees may not realize whether and when registration and disclosure are required. This emergency amendment follows procedures calculated to assure fairness to all interested persons and parties under the circumstances and follows procedures that comply with protections extended by the Missouri and the United States Constitutions. It is limited to the circumstances creating the required emergency action. The Commission has also filed a proposed amendment, which covers the same material, and which appears in this issue of the Missouri Register. This emergency rule was filed August 8, 2019, becomes effective August 18, 2019, and expires on February 27, 2020.*

(1) Committees domiciled outside the State of Missouri and out-of-state committees *[which meet the conditions of section 130.021.10, RSMo]* shall be required to register as a Missouri continuing committee/political action committee with the commission *[.]* **when contributions from Missouri residents exceed twenty percent of the total dollar amount of all funds received by the committee in the preceding twelve (12) months.**

(2) Committees domiciled outside the State of Missouri and out-of-state committees shall be required to register as a Missouri continuing committee/political action committee with the commission when the aggregate of all contributions and expenditures made by the committee to support or oppose candidates and ballot measures in Missouri exceeds one thousand five hundred dollars during a calendar year.

(3) Notwithstanding the requirements in (1) and (2), federal political action committees shall be required to register as a Missouri continuing committee/political action committee with the commission when contributions are made to a candidate for the Missouri General Assembly.

*[(2)](4)* Committees falling within the requirements of section (1), (2), or (3) shall be required to—

(A) Appoint a treasurer who is a resident of the State of Missouri;  
(B) Have a single official fund depository within the State of Missouri as defined in section 130.021.4(1), RSMo and shall maintain at least one (1) official depository account in the committee's name; **and**

*[(C) Include the words "federal committee" in the committee name in order to identify themselves as a federal political action committee under Mo. Const. Art. VIII, section 23.3(12); and]*

*[(D)](C)* File a statement of organization identified as a continuing/political action committee no later than sixty (60) days prior to the election for which the committee receives contributions or make expenditures, and prior to making a contribution or expenditure in the State of Missouri.

*[(3)](5)* A committee domiciled outside the State of Missouri or an out-of-state committee which does not meet the conditions of section 130.021.10, RSMo shall be required to comply with out-of-state reporting requirements under sections 130.049 and 130.050, RSMo.

*[(4)](6)* Federal political action committees domiciled within the State of Missouri shall be required to follow the requirements of section (2) if they meet the definition of a continuing committee/political action committee under Mo. Const. Art. VIII, Section 23.7(6)(c) and Mo. Const. Art. VIII, Section 23.7(20); and section 130.011(10), RSMo.

*[(5) A federal political action committee meeting the requirements of this rule shall be considered a "federal political action committee" for purposes of contributing to Missouri continuing committees/political action committees pursuant to Mo. Const. Art VIII, Section 23.]*

*[(6)](7)* Any committee required to file statements of organization under this rule shall be required to follow all reporting and record-keeping requirements under Chapter 130, RSMo.

**AUTHORITY: Mo. Const. Art III, Section 2(f), Mo. Const. Art VIII, Section 23.7(6)(c), [and] Mo. Const. Art. VIII, Section 23.7(20), and sections 105.955.14(7), 105.961.3, 130.011(10), 130.021.4, and 130.021.5, RSMo 2016. Original rule filed Feb. 7, 2018, effective Aug. 30, 2018. Emergency amendment filed Aug. 8, 2019, effective Aug. 18, 2019, expires Feb. 27, 2020. A proposed amendment covering this same material is published in this issue of the Missouri Register.**

**U**nder this heading will appear the text of proposed rules and changes. The notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This is set out in the Purpose section with each rule. Also required is a citation to the legal authority to make rules. This appears following the text of the rule, after the word "Authority."

**E**ntirely new rules are printed without any special symbolology under the heading of proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules which are proposed to be amended will have new matter printed in boldface type and matter to be deleted printed in brackets.

**A**n important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment, or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

**I**f an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

**A**n agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close of comments date will be used as the beginning day in the ninety- (90-) day-count necessary for the filing of the order of rulemaking.

**I**f an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice and file a new notice of proposed rulemaking and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

Proposed Amendment Text Reminder:

**Boldface text indicates new matter.**

*[Bracketed text indicates matter being deleted.]*

**Title 1—OFFICE OF ADMINISTRATION  
Division 50—Missouri Ethics Commission  
Chapter 2—Hearing Procedures for Enforcement Cases**

**PROPOSED AMENDMENT**

**1 CSR 50-2.040 Prehearing Conferences.** The commission is inserting a new section (1) and then renumbering the following sections.

*PURPOSE: This amendment clarifies when and under what circumstances a party may request a prehearing conference.*

**(1) Requests for a prehearing conference shall be in writing and shall plainly state the requested purpose(s) for the prehearing conference, consistent with the purposes identified in 1 CSR 50-2.040(4). Requests should be submitted no later than seven (7) days before a scheduled hearing.**

**((1))/(2)** The commission, or a presiding commissioner designated for that purpose, may hold one (1) or more prehearing conferences for the purpose of facilitating the hearing process, ruling on procedural motions, and making other determinations as may be necessary for the efficient function of the hearing process.

**((2))/(3)** The prehearing conference shall be held by teleconference, or videoconference if available, unless the commission or presiding commissioner shall decide an in-person conference is required.

**((3))/(4)** The purpose of the prehearing conference may be to—

(A) Determine the date, location, and length of the hearing;

(B) Simplify the issues;

(C) Obtain admissions as to, or stipulations of, facts not in dispute or authenticate documents which might properly shorten the hearing;

(D) Determine and discuss the status of discovery; and

(E) Determine other matters as may be properly dealt with to aid in expediting the orderly conduct and disposition of the proceeding.

**((4))/(5)** All parties participating in a prehearing conference are expected to be fully prepared for useful discussion of all problems involved in the proceeding, both procedurally and substantively and be fully authorized to make commitments with respect to all problems. This preparation should include, among other things, advance study of all relevant material and advance informal communication between the participants, including the request for additional data and information, to the extent it appears feasible and desirable. Failure of a party to participate in a prehearing conference, after being served with due notice of the time and place of the conference shall preclude the party from objecting to any order or ruling with respect to the subjects discussed in the prehearing conference. Agreements, orders, or rulings, for good cause shown, may be set aside at any time before the date of the hearing of the case, upon terms as shall be just.

**((5))/(6)** The commission or presiding commissioner at any time may determine and rule upon any procedural matters which the commission is authorized to rule upon during the course of the proceeding. In addition, where it appears that the proceeding would be substantially expedited by distribution of proposed exhibits reasonably in advance of the hearing, the commission or presiding commissioner at his/her discretion and with due regard for the convenience and necessity of the parties, may direct advance distribution by a prescribed date.

*AUTHORITY: section 105.955.14(7), RSMo [Supp. 2015] 2016. Original rule filed March 24, 1997, effective Sept. 30, 1997. Amended: Filed Sept. 1, 2015, effective Feb. 29, 2016. Amended: Filed Aug. 8, 2019.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred (\$500) dollars in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Ethics Commission at 3411 A Knipp Drive or PO Box 1370, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 1—OFFICE OF ADMINISTRATION  
Division 50—Missouri Ethics Commission  
Chapter 2—Hearing Procedures for Enforcement Cases**

**PROPOSED AMENDMENT**

**1 CSR 50-2.070 Continuances.** The commission is amending section (1) and adding new sections (2), (3), and (4).

*PURPOSE: This amendment clarifies the process for requesting a continuance of an enforcement matter.*

(1) The commission may continue a hearing or prehearing conference upon a showing of good cause. **Requests for a continuance should be in writing and should be filed with the commission no later than seven (7) days before the scheduled hearing or prehearing conference. Requests filed after this deadline should state a good cause basis for the continuance as well as a good cause basis for the untimely request.**

(2) Before a party requests a continuance, the requesting party shall contact the other parties to determine whether they object to the continuance and to determine mutually acceptable dates to which the hearing or conference may be rescheduled and the information shall be included in the party's motion for continuance.

(3) The commission, or a presiding commissioner designated for that purpose, may take up the request to continue a hearing or prehearing conference.

(4) When a hearing or prehearing conference is continued, the parties shall be **promptly notified by the executive director [in writing of the new hearing date in advance of the new hearing date]**. Any order granting a continuance shall be mailed to the parties [by the executive director] by regular first class mail, postage prepaid.

*AUTHORITY: section 105.955.14(7), RSMo [2000] 2016. Original rule filed March 24, 1997, effective Sept. 30, 1997. Amended: Filed Sept. 4, 2007, effective Feb. 29, 2008. Amended: Filed Aug. 8, 2019.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred (\$500) dollars in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Ethics Commission at 3411A Knipp Drive or PO Box 1370, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 1—OFFICE OF ADMINISTRATION  
Division 50—Missouri Ethics Commission  
Chapter 5—Committee Registration and Reporting**

**PROPOSED AMENDMENT**

**1 CSR 50-5.010 Definitions.** The commission is amending section (1).

*PURPOSE: This amendment clarifies when this rule applies to federal political action committees, committees domiciled outside of this state, and out-of-state committees.*

(1) As used in this chapter, the following terms mean:

(A) Committee domiciled outside of this state—a campaign finance committee registered according to the campaign finance disclosure laws of a state, other than the State of Missouri, or as a federal political action committee, as defined in this rule, which is registered and reporting with the Federal Election Commission **and makes contributions or expenditures to support or oppose candidates and ballot measures in this state;**

(F) Out-of-state committee—a campaign finance committee registered according to the campaign finance disclosure laws of a state, other than the State of Missouri, or a federal political action committee as defined in this rule, which is registered and reporting with the Federal Election Commission **and makes contributions or expenditures to support or oppose candidates and ballot measures in this state.**

*AUTHORITY: section[s] 105.955.14(7), RSMo 2016, and section 105.961.3, RSMo [2016] Supp. 2018. Original rule filed Feb. 7, 2018, effective Aug. 30, 2018. Amended: Filed Aug. 8, 2019.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred (\$500) dollars in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Ethics commission at 3411A Knipp Drive or PO Box 1370, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 1—OFFICE OF ADMINISTRATION  
Division 50—Missouri Ethics Commission  
Chapter 5—Committee Registration and Reporting**

**PROPOSED AMENDMENT**

**1 CSR 50-5.020 Registration Requirements for Committees Domiciled Outside the State of Missouri and Out-of-State Committees.** The commission is amending sections (1), (2), and (4), inserting new sections (2) and (3), deleting section (5), and then renumbering the sections.

*PURPOSE: This amendment clarifies the statutory and constitutional requirements imposed on federal political action committees, committees domiciled outside of this state, and out-of-state committees which make contributions or expenditures to support or oppose candidates or ballot measures in this state.*

(1) Committees domiciled outside the State of Missouri and out-of-state committees [which meet the conditions of section 130.021.10, RSMo] shall be required to register as a Missouri continuing committee/political action committee with the commission[.] **when contributions from Missouri residents exceed twenty percent (20%) of the total dollar amount of all funds received by the committee in the preceding twelve (12) months.**

(2) Committees domiciled outside the State of Missouri and out-of-state committees shall be required to register as a Missouri continuing committee/political action committee with the commission when the aggregate of all contributions and expenditures made by the committee to support or oppose candidates and ballot measures in Missouri exceeds one thousand five hundred dollars (\$1,500) during a calendar year.



(3) Notwithstanding the requirements in sections (1) and (2), federal political action committees shall be required to register as a Missouri continuing committee/political action committee with the commission when contributions are made to a candidate for the Missouri General Assembly.

[(2)](4) Committees falling within the requirements of sections (1), (2), or (3) shall be required to—

(A) Appoint a treasurer who is a resident of the State of Missouri;

(B) Have a single official fund depository within the State of Missouri as defined in section 130.021.4(1), RSMo and shall maintain at least one (1) official depository account in the committee's name; and

[(C)] Include the words "federal committee" in the committee name in order to identify themselves as a federal political action committee under Mo. Const. Art. VIII, section 23.3(12); and]

[(D)](C) File a statement of organization identified as a continuing/political action committee no later than sixty (60) days prior to the election for which the committee receives contributions or make expenditures, and prior to making a contribution or expenditure in the State of Missouri.

[(3)](5) A committee domiciled outside the State of Missouri or an out-of-state committee which does not meet the conditions of section 130.021.10, RSMo shall be required to comply with out-of-state reporting requirements under sections 130.049 and 130.050, RSMo.

[(4)](6) Federal political action committees domiciled within the State of Missouri shall be required to follow the requirements of section [(2)] (4) if they meet the definition of a continuing committee/political action committee under Mo. Const. Art. VIII, Section 23.7(6)(c) and Mo. Const. Art. VIII, Section 23.7(20); and section 130.011(10), RSMo.

[(5)] A federal political action committee meeting the requirements of this rule shall be considered a "federal political action committee" for purposes of contributing to Missouri continuing committees/political action committees pursuant to Mo. Const. Art VIII, Section 23.]

[(6)](7) Any committee required to file statements of organization under this rule shall be required to follow all reporting and record-keeping requirements under Chapter 130, RSMo.

**AUTHORITY:** Mo. Const. Art III, Section 2(f), Mo. Const. Art VIII, Section 23.7(6)(c), [and] Mo. Const. Art. VIII, Section 23.7(20), and section[s] 105.955.14(7), **RSMo 2016, and sections 105.961.3, 130.011(10), 130.021.4, and 130.021.5, RSMo [2016] Supp. 2018.** Original rule filed Feb. 7, 2018, effective Aug. 30, 2018 Amended: Filed Aug. 8, 2019.

**PUBLIC COST:** This proposed amendment will not cost state agencies or political subdivisions more than five hundred (\$500) dollars in the aggregate.

**PRIVATE COST:** This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Ethics Commission at 3411 A Knipp Drive or PO Box 1370, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

**Title 2—DEPARTMENT OF AGRICULTURE**  
**Division 70—Plant Industries**  
**Chapter 40—Missouri Treated Timber Products Law**  
**Rules**

**PROPOSED RESCISSION**

**2 CSR 70-40.005 Treated Timber Definitions.** This rule defined terms used throughout the Treated Timber Law.

**PURPOSE:** *Treated Timber authorization statutes (280.005 -280.140 RSMo) have been repealed.*

**AUTHORITY:** *section 280.050, RSMo 2000. Original rule filed Aug. 27, 2008, effective March 30, 2009. Rescinded: Filed Aug. 13, 2019.*

**PUBLIC COST:** *This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

**PRIVATE COST:** *This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

**NOTICE TO SUBMIT COMMENTS:** *Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Department of Agriculture, ATTN: John Brunnert, PO Box 630, 1616 Missouri Boulevard, Jefferson City, MO 65102, or online at Agriculture.Mo.Gov/proposed-rules/. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 2—DEPARTMENT OF AGRICULTURE**  
**Division 70—Plant Industries**  
**Chapter 40—Missouri Treated Timber Products Law**  
**Rules**

**PROPOSED RESCISSION**

**2 CSR 70-40.015 Standards for Treated Timber.** This rule established standards to be used by anyone selling or offering for sale treated timber products in the state of Missouri.

**PURPOSE:** *Treated Timber authorization statutes (280.005 -280.140 RSMo) have been repealed.*

**AUTHORITY:** *section 280.050, RSMo 2000. Original rule filed Oct. 10, 1980, effective Feb. 1, 1981. For intervening history, please consult the Code of State Regulations. Rescinded: Filed Aug. 13, 2019.*

**PUBLIC COST:** *This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

**PRIVATE COST:** *This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

**NOTICE TO SUBMIT COMMENTS:** *Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Department of Agriculture, ATTN: John Brunnert, PO Box 630, 1616 Missouri Boulevard, Jefferson City, MO 65102, or online at Agriculture.Mo.Gov/proposed-rules/. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 2—DEPARTMENT OF AGRICULTURE**  
**Division 70—Plant Industries**  
**Chapter 40—Missouri Treated Timber Products Law**  
**Rules**

**PROPOSED RESCISSION**

**2 CSR 70-40.016 Producers to Follow Pesticide Label.** This rule specified the federal and state laws that pertained to the wood preservative chemicals as pesticides and clarified that label directions for these chemicals must be followed in accordance with these laws.

*PURPOSE:* Treated Timber authorization statutes (280.005 -280.140 RSMo) have been repealed.

*AUTHORITY:* section 280.050, RSMo 1986. Original rule filed Dec. 16, 1985, effective May 15, 1986. Rescinded: Filed Aug. 13, 2019.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Department of Agriculture, ATTN: John Brunnert, PO Box 630, 1616 Missouri Boulevard, Jefferson City, MO 65102, or online at [Agriculture.Mo.Gov/proposed-rules/](http://Agriculture.Mo.Gov/proposed-rules/). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 2—DEPARTMENT OF AGRICULTURE**  
**Division 70—Plant Industries**  
**Chapter 40—Missouri Treated Timber Products Law**  
**Rules**

**PROPOSED RESCISSION**

**2 CSR 70-40.017 Preservatives Required to be Registered Pesticides.** This rule clarified that all wood preservatives used must be registered with or exempted from registration with the Environmental Protection Agency before they may be used.

*PURPOSE:* Treated Timber authorization statutes (280.005 -280.140 RSMo) have been repealed.

*AUTHORITY:* section 280.050, RSMo 2000. Original rule filed Feb. 6, 2008, effective Sept. 30, 2008. Rescinded: Filed Aug. 13, 2019.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Department of Agriculture, ATTN: John Brunnert, PO Box 630, 1616 Missouri Boulevard, Jefferson City, MO 65102, or online at [Agriculture.Mo.Gov/proposed-rules/](http://Agriculture.Mo.Gov/proposed-rules/). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 2—DEPARTMENT OF AGRICULTURE**  
**Division 70—Plant Industries**  
**Chapter 40—Missouri Treated Timber Products Law**  
**Rules**

**PROPOSED RESCISSION**

**2 CSR 70-40.025 Standards for Inspection, Sampling and Analyses.** This regulation established guidelines for standards of inspection, sampling and analysis of treated timber products.

*PURPOSE:* Treated Timber authorization statutes (280.005 -280.140 RSMo) have been repealed.

*AUTHORITY:* section 280.050, RSMo 2000. Original rule filed Oct. 10, 1980, effective Feb. 1, 1981. For intervening history, please consult the *Code of State Regulations*. Rescinded: Filed Aug. 13, 2019.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Department of Agriculture, ATTN: John Brunnert, PO Box 630, 1616 Missouri Boulevard, Jefferson City, MO 65102, or online at [Agriculture.Mo.Gov/proposed-rules/](http://Agriculture.Mo.Gov/proposed-rules/). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 2—DEPARTMENT OF AGRICULTURE**  
**Division 70—Plant Industries**  
**Chapter 40—Missouri Treated Timber Products Law**  
**Rules**

**PROPOSED RESCISSION**

**2 CSR 70-40.040 Branding of Treated Timber.** This rule required each treated timber company to brand, for identification purposes, all treated timber products sold in Missouri.

*PURPOSE:* Treated Timber authorization statutes (280.005 -280.140 RSMo) have been repealed.

*AUTHORITY:* section 280.050, RSMo 2000. Original rule filed March 8, 1962, effective March 18, 1962. For intervening history, please consult the *Code of State Regulations*. Rescinded: Filed Aug. 13, 2019.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Department of Agriculture, ATTN: John Brunnert, PO Box 630, 1616 Missouri Boulevard, Jefferson City, MO 65102, or online at [Agriculture.Mo.Gov/proposed-rules/](http://Agriculture.Mo.Gov/proposed-rules/). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 2—DEPARTMENT OF AGRICULTURE**  
**Division 70—Plant Industries**  
**Chapter 40—Missouri Treated Timber Products Law**  
**Rules**

**PROPOSED RESCISSION**

**2 CSR 70-40.050 Requirements for Treated Timber Invoices and Manifests.** This rule required a company to show an invoice, including the type of treating process, the kind of preservatives and amount of preservatives retained in the material being sold.

*PURPOSE:* Treated Timber authorization statutes (280.005 -280.140 RSMo) have been repealed.

*AUTHORITY:* section 280.050, RSMo 1986. Original rule filed March 8, 1962, effective March 18, 1962. Amended: Filed Sept. 15, 1976, effective Dec. 11, 1976. Amended: Filed Oct. 10, 1980, effective Feb. 1, 1981. Amended: Filed Sept. 12, 1984, effective Jan. 1, 1985. Rescinded: Filed Aug. 13, 2019.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Department of Agriculture, ATTN: John Brunnert, PO Box 630, 1616 Missouri Boulevard, Jefferson City, MO 65102, or online at [Agriculture.Mo.Gov/proposed-rules/](http://Agriculture.Mo.Gov/proposed-rules/). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 2—DEPARTMENT OF AGRICULTURE**  
**Division 70—Plant Industries**  
**Chapter 40—Missouri Treated Timber Products Law**  
**Rules**

**PROPOSED RESCISSION**

**2 CSR 70-40.055 Sale or Distribution of Wood Products Similar in Appearance to Treated Timber—Identification—Penalties.** This rule provided a method of distinguishing between timber products dipped in nonpreservatives and timber products treated according to the Missouri Treated Timber Law. This rule also specified that a violation is punishable under section 407.110, RSMo 1986, the Missouri Merchandising Practices Act.

*PURPOSE:* Treated Timber authorization statutes (280.005 -280.140 RSMo) have been repealed.

*AUTHORITY:* section 280.050, RSMo 2000. Original rule filed Dec. 16, 1985, effective May 15, 1986. Rescinded: Filed Feb. 6, 2008, changed to amended June 23, 2008, effective Sept. 30, 2008. Rescinded: Filed Aug. 13, 2019.

*PUBLIC COST:* This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in

support of or in opposition to this proposed rescission with the Missouri Department of Agriculture, ATTN: John Brunnert, PO Box 630, 1616 Missouri Boulevard, Jefferson City, MO 65102, or online at [Agriculture.Mo.Gov/proposed-rules/](http://Agriculture.Mo.Gov/proposed-rules/). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 6—DEPARTMENT OF HIGHER EDUCATION**  
**Division 250—University of Missouri**  
**Chapter 10—Administration of Missouri Agricultural**  
**Liming Materials Act**

**PROPOSED AMENDMENT**

**6 CSR 250-10.030 Inspection Fee.** The director, Missouri Agricultural Experiment Station, is amending the fee provided in section 266.520, RSMo.

*PURPOSE:* The amendment changes the inspection fee from six cents (6¢) per ton to eight cents (8¢) per ton to provide sufficient funds to run the inspection service. This service is currently collecting insufficient funds to cover the annual costs of inspection, analytical services, and program administration.

The fee provided by section 266.520, RSMo to be prescribed by rule shall be [six cents (6¢)] **eight cents (8¢)** per ton, two thousand (2,000) pounds of agricultural limestone, agricultural liming materials, and other agricultural liming materials and other agricultural liming materials as defined in paragraphs (1)–(3) of section 266.505, RSMo [(1986)] sold for use in Missouri.

*AUTHORITY:* section 266.520, RSMo [1986] **2016**. Original rule filed Aug. 15, 1985, effective Jan. 1, 1986. Amended: Filed Aug. 8, 2019.

*PUBLIC COST:* This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed amendment will increase annual tonnage fees in the aggregate by about thirty-one thousand dollars (\$31,000) based on average tonnage receipts over the past seven (7) years.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed amendment with the Director of the Missouri Agricultural Experiment Station, 2-44 Agriculture Bldg, Columbia, MO 65211. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

## FISCAL NOTE

## PRIVATE COST

- I. Department Title: 6 - Department of Higher Education**  
**Division Title: 250 – University of Missouri**  
**Chapter Title: 10 – Administration of the Missouri Agricultural Liming Materials Act**

<b>Rule Number and Title:</b>	6 CSR 250-10.030 Inspection Fee
<b>Type of Rulemaking:</b>	Proposed Amendment

**II. SUMMARY OF FISCAL IMPACT**

Estimate of the number of entities by class which would likely be affected by the adoption of the rule:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the cost of compliance with the rule by the affected entities:
<b>200</b>	<b>Agricultural Lime Quarries</b>	<b>\$31,000 annually</b>

**III. WORKSHEET**

Actual: Mean Tonnage Fees Collected (FY13 – FY19) at **\$0.06/ton:** \$ 93,204

Projected: Mean Tonnage Fees Collected (FY13 – FY19) at **\$0.08/ton:** \$124,272

Mean additional tonnage fees collected at \$0.08/ton: **\$31,068**

**IV. ASSUMPTIONS**

Annual tonnage of agricultural lime assessed the tonnage fees varies year to year. For the seven-year period (FY13 – FY19) tonnage fees collected ranged from \$62K to \$131K. This annual variation is expected to continue.

**Title 8—DEPARTMENT OF LABOR AND  
INDUSTRIAL RELATIONS  
Division 20—Labor and Industrial Relations Commission  
Chapter 5—Rules Relating to Objections to Wage Orders,  
Including Prevailing Wage Determinations and  
Occupational Title of Work Descriptions**

**PROPOSED AMENDMENT**

**8 CSR 20-5.010 Objections and Hearing.** The Labor and Industrial Relations Commission (LIRC) is amending sections (1), (2), (3), and (4) and adding a new section (6).

*PURPOSE: This amendment adds a requirement that objectors who plan to rely on hours not previously submitted to the Division of Labor Standards prior to its January 31 deadline plead and prove a good cause why the hours were not previously submitted; clarifies procedures for the prehearing and hearing before the commission; and clarifies the criteria and procedure for LIRC consideration of a motion to amend from the Division of Labor Standards.*

(1) Objections. Within thirty (30) days after the certified copy of a wage order has been filed with the secretary of state and the commission, any person who may be affected by the wage order may object, in writing, to the wage order, or any part thereof that the party considers objectionable by filing *[the] an objection/s in triplicate* with the commission. *[If the objection is to a wage rate, t]The objector shall set forth in writing, the specific grounds of objection and not merely a conclusion that the wage rate is too high or too low, but shall set out in detail how the objector reaches the conclusion that the rate is either too high or too low. [If the objection is to an occupational title of work description, the objector shall set forth in writing the specific grounds of objection and not merely a conclusion that an occupational title of work description is incorrect, but shall set out in detail how the objector reaches the conclusion that the occupational title of work description is incorrect.]* If the objection is premised, in whole or in part, upon hours that were not previously reported to the Division of Labor Standards on or before January 31 of the year in which the objection is filed, the commission will consider the objection only if the objector is able to allege and prove a good cause why the hours were not previously reported to the Division of Labor Standards. If the objector fails to identify and allege such good cause in the written objection, the objection may be dismissed by the commission without a hearing. For purposes of this rule, “good cause” shall mean those circumstances in which the objector acted in good faith and reasonably under all the circumstances. At the time of filing the objection, a copy shall be furnished to the Division of Labor Standards. Within thirty (30) days of the receipt of the objection, the commission shall set a date for a hearing on the objection. The day for the hearing shall be within sixty (60) days of the receipt of the objection. Written notice of the time and place of the hearing shall be given to the objectors, proponents, and other interested parties at least ten (10) days prior to the date set for the hearing.

(2) Hearings, generally.

(B) At the hearing, any party may be represented by an attorney-at-law. Only an attorney, licensed to practice in Missouri, may appear in a representative capacity. A person whose conduct is detrimental to the proper and orderly conduct of the hearings may be excluded from the hearing room by the commission or designated representative. The commission or its designated representative may examine any party or witness. *[Any hearing may be adjourned or postponed or continued from time-to-time or place-to-place at the discretion of the commission or its designated representative.]*

(C) In order for the commission to make its determination(s)

within the statutory time periods for disposing of objections, a request to postpone or continue a prehearing conference or hearing will not be granted unless the commission determines that extraordinary circumstances are present and that the interests of justice require such a remedy. Alternatively, on its own motion, the commission may adjourn, postpone, or continue any hearing from time-to-time or place-to-place at its discretion.

(3) Prehearing Conference.

(A) Before any hearing, the commission, at its discretion, may direct the parties or their attorneys to appear before it for a **prehearing** conference to consider—

1. The simplification of the issues;
2. The possibility of obtaining admissions of fact and documents which will avoid unnecessary proof;
3. The limitation of the number of witnesses;
- [4. The prefiling of sworn, direct testimony and supporting documents;]* and
- [5.]4.* Such other matters as may aid in the disposition of the hearing.

(B) Immediately upon receipt of notice from the commission setting a date for the prehearing conference, all parties to an objection, including the Division of Labor Standards, shall arrange for an exchange of the following:

1. Copies of all exhibits the parties plan to offer into evidence at the hearing before the commission, which shall be certified as authentic via affidavit;
2. The sworn, direct testimony of all witnesses the parties plan to call at the hearing before the commission, to be provided in the form of a written affidavit, which may be in question and answer format, and which testimony shall be subject to cross-examination at a hearing before the commission;
3. For the Division of Labor Standards, the wage surveys, investigatory records, economic data, and all other materials or information considered in the course of preparing and issuing the wage order determination(s) at issue; and
4. All other materials the parties plan to offer as evidence at the hearing before the commission.

(C) The exchange of such materials shall be concluded at least seven (7) days before the date set for the prehearing conference. Failure on the part of any party to comply may be grounds for exclusion from evidence of all withheld materials.

(D) At the prehearing conference, the parties shall identify and file with the commission all evidence upon which they plan to rely at the hearing. If any party identifies, at the prehearing conference, evidence that was not previously provided to opposing parties as required by this rule, the evidence will not be entered into the record at the hearing unless the proponent is able to demonstrate that the evidence is newly discovered or could not, with the exercise of reasonable diligence, have been earlier identified and provided to opposing parties. The commission is opposed, as a matter of policy, to the introduction of any new evidence not previously identified and exchanged between the parties in advance of the prehearing conference.

(E) The commission favors, wherever possible, ruling upon the substantive merits of the dispute rather than issues of procedural formality or the technical rules of evidence. Accordingly, any objection to evidence identified and filed with the commission at the prehearing conference shall be made at the prehearing conference in order to permit opposing parties an opportunity to cure, in advance of the hearing, any technical deficiencies in the evidence. For purposes of this rule, “technical deficiency” refers to any complaint a party might raise concerning the form in which evidence is offered. If, in the discretion of the commission, offered evidence is material to any of the substantive issues involved in the parties’ dispute, it shall not be rejected solely because of some deficiency in the form in which the evidence is offered.

[(B)](F) The commission, or its designated representative, shall prepare an order which recites the action taken at the conference and the agreements made by the parties as to any of the matters considered. The order will limit the issues for the hearing to those not disposed of by admissions or agreements of counsel. Such order, when entered, controls the subsequent course of the hearing, unless modified thereafter to prevent manifest injustice.

(G) If the parties determine that they are able to resolve their dispute in advance of the hearing, the parties shall file with the commission a joint stipulation that resolves each of the issues raised in the objection, and attach all relevant replacement pages making the agreed changes to the annual wage order prepared by the Division of Labor Standards. Alternatively, if the parties are able to agree that no such change to the annual wage order should be made, the objector shall file a request to withdraw the objection.

#### (4) Procedures for the hearing.

(A) At the **outset of the hearing**, *[if the objection pertains to the wage rate in a locality, the Division of Labor Standards shall introduce in evidence the investigation and field surveys conducted, including copies of any appropriate collective bargaining agreements and any information received by the Division of Labor Standards which was considered by it at the time the wage order was issued.]* the commission will identify all evidence filed at the prehearing conference. If any objection(s) were raised at the prehearing conference to the entry of said evidence into the record of hearing, the parties shall be permitted a chance to argue said objection(s), and the commission will either rule upon said objection(s) at the hearing, or take the issue under advisement. If no objections were raised at the prehearing conference, the evidence filed at the prehearing conference shall be entered into the record of the hearing by the commission, with the understanding that all direct testimony from witnesses shall be subject to cross-examination.

(B) Thereafter, the following procedure will be followed:

1. *[Evidence]* Witnesses, if any, on behalf of the *[objectors which is material to the issue(s)]* Division of Labor Standards shall *[be introduced]* testify;

2. *[Evidence]* Witnesses, if any, on behalf of the *[proponents or any other interested party which is material to the issue(s)]* objector shall *[be introduced]* testify;

3. *[Rebuttal or cumulative evidence shall be allowed only at the discretion of the commission; and]* Witnesses, if any, on behalf of any other interested party shall testify; and

4. *[No direct]* Other than any new testimony provided by the witnesses upon cross-examination or redirect examination, no evidence, other than the testimony and documents filed at the prehearing conference, will be allowed at the hearing, *[except at the discretion of]* unless the commission~~]~~ determines that the interests of justice so require.

[(C)] If the objection to the wage order pertains only to an occupational title of work description, the objector shall present its evidence first. Thereafter, the Division of Labor Standards and any intervenor may present evidence.]

[(D)](C) The commission shall determine what evidence is material to the issue(s). The order or procedures set forth in *[sub]section (4)[(B) and (C)]* shall be followed unless, in the interest of conducting a fair hearing, the commission determines otherwise.

#### (6) Motions to Amend.

(A) In order to preserve the commission's ability to provide due process to those interested parties who may have already completed their review of the initial annual wage order, if the Division of Labor Standards determines that it is necessary to file with the commission a motion to amend an annual wage order for the purpose of correcting any typographical or clerical errors set forth therein, said motion shall be filed with the commission at

least seven days prior to the thirtieth (30th) day following the date on which the Division of Labor Standards filed its annual wage order with the Secretary of State. Failure to comply may result in denial of the motion to amend.

(B) Upon receipt of a motion to amend from the Division of Labor Standards, the commission will wait a minimum of ten (10) days before ruling upon said motion, to permit interested parties a chance to respond.

(C) The motion to amend shall contain, in the body of the motion, an identification of every locality and occupational title affected by the changes requested by the motion, and shall specifically identify and explain the nature of the asserted typographical or clerical error prompting the motion to amend, and how the asserted typographical or clerical error was discovered.

*AUTHORITY: section 286.060, RSMo [(Cum. Supp. 1996)] 2016. This version of rule filed Dec. 18, 1975, effective Dec. 28, 1975. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 15, 2019.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Labor and Industrial Relations Commission, Attn: Robert Cornejo, Chairman, PO Box 599, Jefferson City, MO 65102-0599. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

### **Title 9—DEPARTMENT OF MENTAL HEALTH Division 10—Director, Department of Mental Health Chapter 7—Core Rules for Psychiatric and Substance Use Disorder Treatment Programs**

#### **PROPOSED AMENDMENT**

**9 CSR 10-7.060 [Behavior Management] Emergency Safety Interventions.** The department is amending the rule title, purpose, deleting old sections (1)-(3), and adding new sections (1)-(3).

*PURPOSE: This amendment updates requirements for use of restraint, seclusion, and time out.*

*PURPOSE: This rule establishes requirements for the use of restraint, seclusion and time out in [Alcohol and Drug Abuse Treatment Programs,] Substance Use Disorder Treatment Programs, Comprehensive Substance Treatment and Rehabilitation Programs (CSTAR), Opioid Treatment Programs, [Compulsive] Gambling Disorder Treatment Programs, Substance [Abuse] Awareness Traffic Offender Programs (SATOP), Required Education Assessment and Community Treatment Programs (REACT), Community Psychiatric Rehabilitation Programs [(CPRP)] (CPR), and [Psychiatric Outpatient Programs] Outpatient Mental Health Treatment Programs.*

[(1)] General Policy. Any behavior management methods used by an organization shall promote the rights, dignity and safety of individuals being served. An organization may prohibit by policy and practice the use of behavior management, including physical, mechanical and chemical restraint; seclusion; time out; and the use of behavior management plans for selected individuals. If any of these methods of behavior

management are to be used within the organization, it shall develop policies and procedures which define, describe and limit the conditions and circumstances of their use.

(A) Organizations utilizing seclusion and restraint must obtain a separate written authorization from the appropriate division of the Department of Mental Health, in addition to other requirements of this rule. The department may issue such authorization on a time-limited basis subject to renewal.

(B) The organization must prohibit by policy and practice:

1. Aversive conditioning of any kind. Aversive conditioning is defined as the application of startling, unpleasant or painful stimulus or stimuli that have a potentially noxious effect on an individual in an effort to decrease maladaptive behavior;

2. Withholding of food, water or bathroom privileges;

3. Painful stimuli;

4. Corporal punishment; and

5. Use of seclusion, restraint, time out, discipline or coercion for staff convenience.

(C) Behavior management policies and procedures shall be:

1. Approved by the organization's board of directors;

2. Made available to all program employees and providers;

3. Made available to the individuals served, their families and others upon request;

4. Developed with the participation of the individuals and, whenever possible, their family members or advocates, or both; and

5. Consistent with department rules regarding individual rights.

## (2) Seclusion and Restraint.

(A) The organization shall assure that seclusion and restraint are only used when an individual's behavior presents an immediate risk of danger to themselves or others and no other safe or effective treatment intervention is possible. They shall only be implemented when alternative, less restrictive interventions have failed or cannot be safely implemented. Seclusion and restraint are never used as a treatment intervention. They are emergency/security measures to maintain safety when all other less restrictive interventions are inadequate.

(B) Seclusion and restraint shall only be implemented by competent, trained staff.

(C) The organization shall assure that seclusion or restraint is used only when ordered by a licensed practitioner trained in the use of emergency safety interventions or a certified substance abuse counselor trained in the use of emergency safety interventions. Orders for seclusion or restraint must define specific time limits. Seclusion and restraint shall be ended at the earliest possible time.

1. If seclusion or restraint is initiated prior to obtaining an order, staff must obtain an order immediately.

2. Within one (1) hour of the initiation of the seclusion or restraint a certified substance abuse counselor or licensed practitioner trained in the use of emergency safety interventions and assessment of the physical and psychological well being of residents, must conduct a face-to-face assessment of the physical and psychological well-being of the resident, including but not limited to:

A. The resident's physical and psychological status;

B. The resident's behavior;

C. The appropriateness of the intervention measures; and

D. Any complications resulting from the intervention.

3. Standing or pro re nata (PRN) orders for seclusion or

restraint are not allowed.

4. An order cannot exceed four (4) hours for adults, two (2) hours for children and adolescents ages nine to seventeen (9–17), or one (1) hour for children under age nine (9). When nonlicensed staff initiate seclusion or restraint, an order based on a face-to-face evaluation must be obtained from a licensed practitioner trained in the use of emergency safety interventions or a certified substance abuse counselor trained in the use of emergency safety interventions within one (1) hour.

5. Individuals in restraint shall be monitored continuously. Monitoring may be face-to-face by assigned staff or by audiovisual equipment.

6. Individuals in seclusion shall be visually monitored at least every fifteen (15) minutes.

7. Individuals in seclusion or restraint are offered regular food, fluid and an opportunity to meet their personal hygiene needs no less than every two (2) hours.

8. The need for continuing seclusion or restraint shall be evaluated by and, where necessary, re-ordered by a licensed practitioner trained in the use of emergency safety interventions or certified substance abuse counselor trained in the use of emergency safety interventions at least every four (4) hours for adults, two (2) hours for children and adolescents ages nine through seventeen inclusively (9–17), or one (1) hour for children under age nine (9).

9. The evaluation for the first renewal following an order based on a face-to-face evaluation by a licensed practitioner trained in the use of emergency safety interventions or certified substance abuse counselor trained in the use of emergency safety interventions may be based on a telephone consultation between a licensed practitioner trained in the use of emergency safety interventions or a certified substance abuse counselor trained in the use of emergency safety intervention and on-site staff who have done a face-to-face evaluation with the person in seclusion or restraint. The evaluation for every alternate renewal period shall be based on face-to-face observation and/or interview with the individual by the licensed practitioner or certified substance abuse counselor trained in the use of emergency safety interventions.

10. The organization's clinical director or quality improvement coordinator shall review every episode of seclusion or restraint within seventy-two (72) hours.

11. Any incident of restraint or seclusion shall be promptly reported to the person's parent or legal guardian, when applicable.

## (3) Individualized Behavioral Management Plan.

(A) Definitions. The following terms shall mean:

1. Behavioral management plan, array of positive and negative reinforcement to reduce unacceptable or maladaptive interactions and behaviors;

2. Time out, an individual's voluntary compliance with the request to remove himself or herself from a service area to a separate location.

(B) The need for a behavioral management plan shall be evaluated upon—

1. Any incident of seclusion or restraint;

2. The use of time-out two (2) or more times per day; or

3. The use of time-out three (3) or more times per week.

(C) Behavioral plan shall include the input of the individual being served and family, if appropriate.

(D) The plan shall identify what the individual is attempting to communicate or achieve through the maladaptive behavior before identifying interventions to change it.

(E) The plan shall be reevaluated within the first seven (7)

*calendar days and every seven (7) days thereafter to determine whether maladaptive and unacceptable behaviors are being reduced and more functional alternatives acquired.]*

(1) **General Principles and Practices.** The organization shall implement written policies and procedures to prevent and respond to disruptive behaviors, behavioral crises, and psychiatric crises that may occur with individuals served, staff, visitors, and others. All efforts shall be made to minimize re-traumatization of persons served or others involved in a disruptive situation, including consideration as to whether the program is suitable to meet the individual's needs.

(A) Policies and procedures shall indicate whether time-out, seclusion, and restraint are used in the organization, by whom, and under what circumstances, including protocols for their use with children/youth, adults, and individuals with special needs.

(B) Organizations may prohibit by policy and practice the use of time-out, seclusion, and restraint and must have policies and procedures for addressing disruptive behaviors, behavioral crises, and psychiatric crises.

(C) All policies and procedures must be—

1. Approved by the organization's board of directors;
2. Available to all program staff and service providers;
3. Available to individuals served and parents/guardians, family members, and other natural supports, as appropriate;
4. Developed with input from individuals served and, whenever possible, parents/guardians, family members, and other natural supports; and
5. Consistent with department regulations regarding individual rights.

(D) As applicable to the population served, all staff and volunteers having direct contact with individuals served shall receive documented initial and ongoing competency-based training on evidence-based and best practice interventions to prevent disruptive behaviors and behavioral crises and to address them in the least restrictive manner if they occur.

(E) All organizations shall prohibit by policy and practice—

1. Aversive conditioning of any kind—the application of startling, unpleasant, or painful stimulus or stimuli that have a potentially harmful effect on an individual in an effort to decrease maladaptive behavior;
2. Withholding of food, water, or bathroom privileges;
3. Painful stimuli;
4. Corporal punishment (such as use of pepper spray, mace, Taser, stun gun);
5. Techniques that obstruct the individual's airways or impairs breathing;
6. Techniques that restrict the individual's ability to communicate;
7. Use of time-out or other disciplinary action for staff convenience; and
8. Chemical restraints—use of a medication to sedate or limit an individual's ability to participate in treatment rather than treat the symptoms of a behavioral health disorder as prescribed and specified in the individual treatment plan. Medication used as prescribed and as indicated in the individual's treatment plan to treat symptoms of a behavioral disorder, including aggressive behavior, is not considered chemical restraint.

(2) **Seclusion and Restraint.** Recognizing there are times when other interventions such as de-escalation or a change in the physical environment are not successful and there is imminent danger of serious harm to the individual or others, seclusion or restraint may be necessary to ensure safety. Any emergency safety interventions used by the organization must promote the rights, dignity, and safety of individuals being served. Organizations utilizing seclusion and restraint must obtain a separate written authori-

zation from the department, in addition to complying with all other requirements of this rule. The department may issue such authorization on a time-limited basis subject to renewal.

(A) Staff of the organization shall assure seclusion and restraint are only used when an individual's behavior presents an immediate risk of danger to themselves or others and no other safe or effective treatment intervention is possible. These measures shall only be implemented when alternative, less restrictive interventions have failed or cannot be safely implemented. Crisis prevention techniques shall be used to de-escalate such occurrences, when possible. Seclusion and restraint are never used as treatment interventions. They are emergency/security measures to maintain safety when all other less restrictive interventions are inadequate.

(B) The use of seclusion or restraint shall be in accordance with the order of the organization's attending physician or clinical director. Staff shall notify the attending physician or clinical director at the earliest possible time when a situation has a significant likelihood of leading to seclusion or restraint. If seclusion or restraint is initiated prior to obtaining an order, staff must obtain an order immediately.

(C) Standing or pro re nata (PRN) orders for seclusion or restraint are not allowed.

(D) Orders for seclusion or restraint shall be individualized to each event, define specific time limits, and be ended at the earliest possible time. Orders shall not exceed four (4) hours for adults, two (2) hours for children/youth age nine (9) to seventeen (17), and one (1) hour for children under age nine (9). If there is a need for continuing seclusion or restraint beyond the time limits specified herein, the attending physician or clinical director must write a new order for seclusion or restraint.

(E) Seclusion and restraint shall only be implemented by staff who are trained and competent in the proper techniques for administering/applying the form of seclusion or restraint ordered and for providing ongoing monitoring and assessment of individuals for their safety and well-being. At a minimum, initial and periodic training shall include:

1. Techniques to identify individual behaviors, events, and environmental factors that may trigger circumstances requiring the use of seclusion or restraint;
2. The use of nonphysical intervention skills;
3. Use of the least restrictive intervention based on an individualized assessment of the individual's medical and/or behavioral status or condition;
4. The safe application and use of all types of seclusion or restraint used by the organization, including how to recognize and respond to signs of physical and psychological distress;
5. Clinical identification of specific behavioral changes that indicate restraint or seclusion is no longer necessary;
6. Monitoring the physical and psychological well-being of the individual who is secluded or restrained, including but not limited to, respiratory and circulatory status, skin integrity, vital signs, and any special requirements specified in the organization's policies and procedures associated with face-to-face evaluations; and
7. The use of First Aid techniques and certification in CPR, including required periodic recertification.

(F) When an individual is being secluded or restrained, trained staff shall continually observe and assess him or her to assure appropriate care and treatment including, but not limited to:

1. Attention to vital signs;
2. Need for meals and liquids;
3. Need for bathing and use of the restroom; and
4. Need for seclusion or restraint to continue.

(G) Staff observing the individual shall immediately notify the attending physician or clinical director if his or her behavior has improved such that seclusion or restraint can be ended. Use of seclusion or restraint shall be discontinued when the attending



physician or clinical director determines the need for the intervention is no longer present or the individual's needs can be addressed using less restrictive methods.

(H) All orders for seclusion or restraint must be documented in the individual record as soon as possible and shall include, but is not limited to:

1. Reason for the intervention;
2. Staff who ordered the intervention;
3. Type of intervention used;
4. Starting and ending time;
5. Regular observations of the individual, including any resulting injuries or other issues as a result of the intervention;
6. Notification of parent/guardian, as applicable;
7. Notification of healthcare provider, as applicable; and
8. Modifications to the treatment plan as a result of the intervention.

(I) The organization's clinical director and/or performance improvement coordinator shall review every episode of seclusion or restraint within seventy-two (72) hours of the occurrence to ensure policies and procedures were followed and identify any areas needing improvement. A written report on the organization's overall use of emergency safety interventions, including progress made in reducing their use, shall be prepared at least annually and reviewed by organizational leadership.

(3) Behavior Modification Plans. Behavior modification plans are designed to assist individuals in being successful while engaged in services and minimize inappropriate behaviors. Behavioral expectations, procedures, and consequences shall be clearly defined and explained to the individual served.

(A) The need for a behavior modification plan shall be evaluated upon—

1. Any incident of seclusion or restraint;
2. The use of time-out two (2) or more times per day; or
3. The use of time-out three (3) or more times per week.

(B) The behavior modification plan shall be developed with the individual served and his or her parents/guardian and family members/natural supports, as appropriate.

(C) The plan shall identify what the individual is attempting to communicate or achieve through his or her behavior before identifying interventions to change it.

(D) The plan shall be reevaluated within the first seven (7) days after it is developed, and every seven (7) days thereafter, to determine whether inappropriate behavior is being reduced and more functional alternatives achieved by the individual.

*AUTHORITY: sections 630.050 and 630.055, RSMo [2000] 2016. Original rule filed Feb. 28, 2001, effective Oct. 30, 2001. Amended: Filed April 15, 2002, effective Nov. 30, 2002. Amended: Filed Aug. 12, 2019.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment by writing to Gail Vasterling, General Counsel, Department of Mental Health, PO Box 687, Jefferson City, MO 65102. To be considered, comments must be delivered by regular mail, express or overnight mail, or by courier within thirty (30) days after publication in the Missouri Register. If to be hand-delivered, comments must be brought to the Department of Mental Health at 1706 E. Elm Street, Jefferson City, Missouri. No public hearing is scheduled.*

**Title 10—DEPARTMENT OF NATURAL RESOURCES  
Division 10—Air Conservation Commission  
Chapter 6—Air Quality Standards, Definitions, Sampling  
and Reference Methods and Air Pollution Control  
Regulations for the Entire State of Missouri**

**PROPOSED AMENDMENT**

**10 CSR 10-6.330 Restriction of Emissions From Batch-Type Charcoal Kilns.** The commission proposes to amend subsections (2)(I), (2)(L), and (3)(B); and section (5). If the commission adopts this rule action, the department intends to submit this rule amendment to the U.S. Environmental Protection Agency (EPA) to replace the current rule that is in the Missouri State Implementation Plan (SIP). The evidence supporting the need for this proposed rulemaking is available for viewing at the Missouri Department of Natural Resources' Air Pollution Control Program at the address listed in the Notice of Public Hearing at the end of this rule. More information concerning this rulemaking can be found at the Missouri Department of Natural Resources' Proposed Rules website [www.dnr.mo.gov/proposed-rules](http://www.dnr.mo.gov/proposed-rules).

*PURPOSE: This regulation establishes emission limits for batch-type charcoal kilns based on operational parameters that reflect the Best Available Control Technology (BACT) for this industry as of August 20, 1997. This proposed amendment will correct an erroneous reference to 10 CSR 10-6.030(21), update and clarify references to test methods, and make other typographical corrections. Rule 10 CSR 10-6.030 is being amended to address EPA concerns regarding the incorporation by reference of certain federal regulations. After reviewing references to 10 CSR 10-6.030 in 10 CSR 10-6.330 for potential issues, these changes were deemed necessary. The adoption of this proposed amendment will ensure this rule can be approved by EPA and replace the current version in the Missouri SIP. The evidence supporting the need for this proposed rulemaking, per 536.016, RSMo, is an EPA email dated September 18, 2018.*

(2) Definitions.

(I) Particulate matter—Particulate matter emissions from charcoal kilns and charcoal kiln control systems consists of all particulate matter including condensables.

(L) Volatile organic compounds (VOCs)—[Volatile organic compound (VOC)—Any compound of carbon, excluding carbon monoxide, carbon dioxide, carbonic acid, metallic carbides or carbonates, and ammonium carbonate, which participates in atmospheric photochemical reactions. This includes any such organic compound other than those listed in 40 CFR 51.100(s)(1) as specified in 10 CSR 10-6.030(21)]See definition in 10 CSR 10-6.020.

(3) General Provisions.

(B) Operating Requirements.

1. No charcoal kiln shall be operated without an emission control device installed and operated to meet the requirements of this rule and other applicable state and federal rules.

2. Each emission control device shall have a sight glass or other viewing portal installed in the burning chamber such that the burn can be visually monitored.

3. All charcoal kiln emissions shall be ducted to an operating emission control device throughout the entire burn cycle.

4. Emission control devices shall be equipped with automatic temperature control systems which are set such that gas streams are heated and maintained according to one (1) of the following sets of conditions:

A. At a nominal operating temperature of sixteen hundred degrees Fahrenheit (1600 °F), with a fifteen hundred twenty degree Fahrenheit (1520 °F) minimum temperature allowed, for a minimum residence time of 1.7 seconds; or

B. At an alternative operating temperature and residence time determined by performance testing, during which the following conditions are met:

(I) All emission limit requirements of paragraphs (3)(A)1. and 2. of this rule are met;

(II) The CO control efficiency is greater than or equal to ninety-nine percent (99%); and

(III) The department has validated the performance test results that the alternative operating temperature and residence time are based on. The operating requirements in subparagraph (3)(B)4. A. of this rule apply until these performance test results have been validated.

5. All charcoal kiln control systems shall be operated using the same fuel(s) as used during performance testing.

6. No charcoal kiln shall burn treated wood at any time.

7. Rule 10 CSR 10-6.050 /s/Start-up, Shutdown, and Malfunction Conditions shall only be applicable to charcoal kiln control systems with regard to the malfunction provision, and not with regard to start-up and shutdown.

8. All charcoal kiln control systems shall be operated and maintained in accordance with the department approved standard operating procedures manual described in subsection (3)(D) of this rule and the department approved maintenance practices manual described in subsection (3)(E) of this rule.

9. All charcoal kiln control systems that have been performance tested shall continuously display and record the emission control device operating temperature with the permanently installed temperature recording device at all times of operation.

#### (5) Test Methods.

(A) Particulate matter emission level testing shall include condensables and use the following methods *[as specified in 10 CSR 10-6.030(22)]*:

1. Method 1—Sample and Velocity Traverses for Stationary Sources **under 40 CFR 60, Appendix A as specified in 10 CSR 10-6.030(22)**;

2. Method 2—Determination of Stack Gas Velocity and Volumetric Flow Rate (Type S Pitot Tube) **under 40 CFR 60, Appendix A as specified in 10 CSR 10-6.030(22)**;

3. Method 3—Gas Analysis for *[Carbon Dioxide, Excess Air, and] the Determination of Dry Molecular Weight* **under 40 CFR 60, Appendix A as specified in 10 CSR 10-6.030(22)**;

4. Method 4—Determination of Moisture Content in Stack Gases **under 40 CFR 60, Appendix A as specified in 10 CSR 10-6.030(22)**;

5. Method 5—Determination of Particulate Matter Emissions from Stationary Sources **under 40 CFR 60, Appendix A as specified in 10 CSR 10-6.030(22)**; and

6. Method 202—*[Determination of Condensable/Dry Impinger Method for Determining Condensable Particulate Emissions from Stationary Sources]* **under 40 CFR 51, Appendix M as specified in 10 CSR 10-6.030(21)**.

(B) VOC emission level testing shall use one (1) of the following methods *[as specified by]* **under 40 CFR [part] 60, Appendix A[—Reference Methods] as specified in 10 CSR 10-6.030(22)**:

1. Method 18—Measurement of Gaseous Organic Compound Emissions by Gas Chromatography; or

2. Method 25A—Determination of Total Gaseous Organic Concentration Using a Flame Ionization Analyzer.

(C) CO emission level testing shall use Method 10—Determination of Carbon Monoxide Emissions from Stationary Sources **under 40 CFR 60, Appendix A as specified in 10 CSR 10-6.030(22)**.

(D) Emissions percent opacity testing shall use Method 9—Visual Determination of the Opacity of Emissions from Stationary Sources **under 40 CFR 60, Appendix A as specified in 10 CSR 10-6.030(22)**.

(E) Visible fugitive emissions testing shall use Method 22—Visual Determination of Fugitive Emissions from Material Sources and

Smoke Emissions from Flares **under 40 CFR 60, Appendix A as specified in 10 CSR 10-6.030(22)**.

*AUTHORITY: sections 643.030, 643.050, 643.075, and 643.078, RSMo 2016. Original rule filed Nov. 25, 1997, effective July 30, 1998. Amended: Filed June 21, 2018, effective March 30, 2019. Amended: Filed Aug. 9, 2019.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: A public hearing on this proposed amendment will begin at 9:00 a.m., December 3, 2019. The public hearing will be held at the Elm Street Conference Center, 1730 East Elm Street, Lower Level, Bennett Springs Conference Room, Jefferson City, Missouri. Opportunity to be heard at the hearing shall be afforded to any interested person. Interested persons, whether or not heard, may submit a statement of their views until 5:00 p.m., December 10, 2019. Send online comments via the proposed rules web page [www.dnr.mo.gov/proposed-rules](http://www.dnr.mo.gov/proposed-rules), email comments to [apcprulespn@dnr.mo.gov](mailto:apcprulespn@dnr.mo.gov), or written comments to Chief, Air Quality Planning Section, Missouri Department of Natural Resources' Air Pollution Control Program, PO Box 176, Jefferson City, MO 65102-0176.*

## **Title 10—DEPARTMENT OF NATURAL RESOURCES**

### **Division 10—Air Conservation Commission**

### **Chapter 6—Air Quality Standards, Definitions, Sampling and Reference Methods and Air Pollution Control Regulations for the Entire State of Missouri**

#### **PROPOSED AMENDMENT**

**10 CSR 10-6.390 Control of NO<sub>x</sub> Emissions From Large Stationary Internal Combustion Engines.** The commission proposes to amend subsections (1)(B) and (4)(A). If the commission adopts this rule action, it will be the department's intention to submit this rule amendment to the U.S. Environmental Protection Agency to replace the current rule that is in the Missouri State Implementation Plan. The evidence supporting the need for this proposed rulemaking is available for viewing at the Missouri Department of Natural Resources' Air Pollution Control Program at the address listed in the Notice of Public Hearing at the end of this rule. More information concerning this rulemaking can be found at the Missouri Department of Natural Resources' Proposed Rules website [www.dnr.mo.gov/proposed-rules](http://www.dnr.mo.gov/proposed-rules).

*PURPOSE: This rule reduces emissions of oxides of nitrogen (NO<sub>x</sub>) to ensure compliance with the federal NO<sub>x</sub> control plan to reduce the transport of air pollutants. This rule establishes emission levels for large stationary internal combustion engines. This amendment corrects a reference to another state rule to address the U.S. Environmental Protection Agency (EPA) concerns. The evidence supporting the need for this proposed rulemaking, per 536.016, RSMo, is an EPA email, dated September 18, 2018.*

#### **(1) Applicability.**

##### **(B) Exemptions.**

1. Any stationary internal combustion (IC) engine that meets the definition of emergency standby engine in *[subsection (2)(C)]* **section (2)** of this rule, with allowance for up to one hundred (100) hours per calendar year for operation during routine maintenance checks (including readiness testing), is exempt from this rule.

2. Any stationary IC engine that began operation after

September 30, 1997, and emits twenty-five (25) tons or less of NO<sub>x</sub> during the period from May 1 through September 30 is exempt from section (3) and subsection (5)(A) of this rule. The owner or operator of an exempt/ / large stationary IC engine must demonstrate compliance with the twenty-five (25) ton exemption threshold using one (1) of the methods in subsection (5)(B) of this rule. This exemption will be based on the previous year NO<sub>x</sub> emissions during the period from May 1 through September 30. If the exemption limit is exceeded, for any reason, the engine will be required to meet the applicable requirements in subsections (3)(A), (3)(B), (3)(C), and (3)(D) of this rule each year thereafter.

(4) Reporting and Record Keeping. The owner or operator of a large stationary internal combustion engine subject to this rule or to the exemption in paragraph (1)(B)2. of this rule must comply with the following requirements in this section of the rule/./:

(A) Reporting Requirements.

1. Submit to the director the identification number and type of each engine subject to this rule or to the exemption in paragraph (1)(B)2. of this rule, the name and address of the plant where the engine is located, and the name and telephone number of the person responsible for demonstrating compliance with this rule;

2. Submit a report documenting for each engine the total NO<sub>x</sub> emissions of the first full compliance period from May 1 through September 30 to the director by November 1 of that year; and

3. If an engine is equipped with a continuous emission monitoring system (CEMS), submit an excess emissions monitoring systems performance report, in accordance with the requirements of 40 CFR 60.7(c) and 60.13 as specified in 10 CSR [10-6.030(22)]/10-6.070(3)(A)1.; and

*AUTHORITY: section 643.050, RSMo 2016. Original rule filed Feb. 14, 2005, effective Oct. 30, 2005. Amended: Filed Aug. 27, 2009, effective May 30, 2010. Amended: Filed March 13, 2013, effective Oct. 30, 2013. Amended: Filed June 27, 2018, effective March 30, 2019. Amended: Filed Aug. 9, 2019.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

**NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS:** A public hearing on this proposed amendment will begin at 9:00 a.m., December 3, 2019. The public hearing will be held at the Elm Street Conference Center, 1730 East Elm Street, Lower Level, Bennett Springs Conference Room, Jefferson City, Missouri. Opportunity to be heard at the hearing shall be afforded to any interested person. Interested persons, whether or not heard, may submit a statement of their views until 5:00 p.m., December 10, 2019. Send online comments via the proposed rules web page [www.dnr.mo.gov/proposed-rules](http://www.dnr.mo.gov/proposed-rules), email comments to [apcprulespn@dnr.mo.gov](mailto:apcprulespn@dnr.mo.gov), or written comments to Chief, Air Quality Planning Section, Missouri Department of Natural Resources' Air Pollution Control Program, PO Box 176, Jefferson City, MO 65102-0176.

## Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

### Division 60—Missouri Health Facilities Review Committee

#### Chapter 50—Certificate of Need Program

#### PROPOSED AMENDMENT

#### 19 CSR 60-50.300 Definitions for the Certificate of Need Process.

The committee proposes to add subsection (3)(C), and amend sections (5), (8), (9), (12), (15), and (18).

*PURPOSE: The committee proposes to amend this rule for statute updates and to expand the cost definition.*

(3) Cost means—

(B) Fair market value of the health care facility or major medical equipment as determined by the current selling price at the date of the application as quoted by builders or architects for similar facilities, or normal suppliers of the requested equipment/./; or

(C) Fair market value of the existing land(s) and building(s) to be converted as determined by the current selling price at the date of the application or a current appraisal.

(5) Expedited application means a shorter than full application and review period as defined in 19 CSR 60-50.420 and 19 CSR 60-50.430 for any long-term care expansion or replacement as defined in section [197.318. 8.–10.] 197.318.4.-6., RSMo, long-term care renovation and modernization, or the replacement of any major medical equipment as defined in section (11) of this rule which holds a Certificate of Need (CON) previously granted by the Missouri Health Facilities Review Committee (committee). [Applications/ An applicant for the replacement of major medical equipment not previously approved by the committee shall apply for a full review.

(8) Health care facility means those described in section 197.366, RSMo/, which replaces section 197.305.7, RSMo/.

(9) Health care facility expenditure includes the capital value of new construction or renovation costs, architectural/engineering fees, equipment not in the construction contract, land acquisition costs, consultants'/legal fees, interest during construction, predevelopment costs as defined in section [197.305(13)] 197.305(12), RSMo, in excess of one hundred fifty thousand dollars (\$150,000), any existing land and building converted to the applicant's medical use for the first time, and any other capitalizable costs incurred over a twelve (12)-month period as listed on the "Proposed Project Budget" (Form MO 580-1863, [incorporated by reference]).

(12) Non-applicability review means a Letter of Intent process to document that a CON is not needed for a proposal when the capital expenditure is less than the expenditure minimum/s/ in section 197.305(6), RSMo; the proposal is to increase the number of beds by ten (10) or ten percent (10%) of total bed capacity, whichever is less, over a two- (2-)/-/ year period, the facility has had no patient care class I deficiencies within the last eighteen (18) months and has maintained at least an eighty-five percent (85%) average occupancy rate for the previous six (6) quarters as shown by CON's most recent Six-Quarter Occupancy of Intermediate Care and Skilled Nursing Facility (or Residential Care and Assisted Living Facility) Licensed Beds report published on the CON website, and the capital expenditure is less than the expenditure minimum in section 197.305(6), RSMo; an exemption or exception is found in accordance with section 197.312, RSMo/, or section 197.314(1), RSMo/; or the proposal meets the definition of a non-substantive project.

(15) Predevelopment costs mean expenditures as defined in section [197.305(13)] 197.305(12), RSMo, including consulting, legal, architectural, engineering, financial, and other activities directly related to the proposed project, but excluding the application fee for submission of the application for the proposed project.

(18) The following form cited in this rule is incorporated by reference and published by the Certificate of Need Program (CONP), [October 1, 2009] February 1, 2013, and may be downloaded from [<http://www.dhss.mo.gov/CON/Forms.html>],

obtained by mailing a written request with a self-addressed stamped envelope to CONP, PO Box 570, Jefferson City, MO 65102-0570/<http://health.mo.gov/information/boards/certificateofneed/forms.php>, obtained by emailing a written request to [CONP@health.mo.gov](mailto:CONP@health.mo.gov), or acquired in person at the CONP Office, 3418 Knipp Drive, Suite F, Jefferson City, Missouri, 65102 (573) 751-6403. This rule does not include any later amendments or additions.

(A) Proposed Project Budget (**Form** MO 580-1863).

*AUTHORITY:* section 197.320, RSMo [2000] 2016. Original rule filed June 2, 1994, effective Nov. 30, 1994. For intervening history, please consult the **Code of State Regulations**. Amended: Filed Aug. 9, 2019.

*PUBLIC COST:* This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed amendment will cost private entities an estimate of five thousand one hundred seventy dollars (\$5,170) annually.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 3418 Knipp Drive, Suite F, Jefferson City, MO 65109 or via e-mail at [CONP@health.mo.gov](mailto:CONP@health.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

FISCAL NOTE  
PRIVATE COST

- I. Department Title: 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES  
Division Title: 60 – Missouri Health Facilities Review Committee  
Chapter Title: 50 – Certificate of Need Program

Rule Number and Name:	19 CSR 60-50.300 Definitions for the Certificate of Need Process
Type of Rulemaking:	Proposed Rule Amendment

II. SUMMARY OF FISCAL IMPACT

Estimate of the number of entities by class which would likely be affected by the adoption of the rule:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the cost of compliance with the rule by the affected entities:
4 annually	Private long-term care facilities	\$5,170 annually with adjustments for inflation for the life of the rule.

III. WORKSHEET

Appraisal Fees Required Current Building and Land Appraisal in Application.

4 (private entity proposals)

\$1,175 per appraisal

4 proposals x \$1,175 = \$4,700

\$1,175 x .1% = \$117.50 in additional application fee costs; \$117.50 x 4 = \$470

\$4,700 + \$470 = \$5,170

IV. ASSUMPTIONS

This rule would add fair market value of existing land(s) and building(s) to be converted as determined by a current appraisal.

Assumes an appraisal fee of \$1,175 based on an average of 3 appraisal companies pricing located in St. Louis, Kansas City and Springfield Missouri.

Assumes there would be 4 proposals requiring a current appraisal each year based on average number of proposals received for the past three years converting unlicensed space or an existing land and building.

Assumes the appraisal fee of \$1,175 to be added to the CON application project budget. A CON Application filing fee is required based on total project cost x .1% = application fee.

## Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

### Division 60—Missouri Health Facilities Review Committee

#### Chapter 50—Certificate of Need Program

#### PROPOSED AMENDMENT

**19 CSR 60-50.400 Letter of Intent Process.** The committee proposes to amend sections (1), (3), (4), (5), (6), (7), and (8).

*PURPOSE: The committee proposes to amend this rule for statute and verbiage updates.*

(1) Applicants shall submit by mail, fax, or email a Letter of Intent (LOI) to begin the Certificate of Need (CON) review process **so that it is received at the CON office** at least thirty (30) days prior to the submission of the CON application and will remain valid in accordance with the following time frames:

(B) For expedited LTC bed expansion reviews in accordance with section *[197.318.8]* **197.318.4**, RSMo, an LOI is valid for twenty-four (24) months.

(3) A LTC bed expansion or replacement sought pursuant to sections *[197.318.8]* **197.318.4** through *[197.318.10]* **197.318.6**, RSMo, requires a CON application if the capital expenditure for such bed expansion or replacement exceeds six hundred thousand dollars (\$600,000) but allows for shortened information requirements and review time frames.

(4) When an LOI for a LTC bed expansion[, *except replacement(s)*] is filed, the Certificate of Need Program (CONP) staff shall immediately *[request certification for]* review that facility's average licensed bed occupancy *[and final Class 1 patient care deficiencies]* for the most recent six (6) consecutive calendar quarters, **and request certification that the facility had no patient care Class I deficiencies within the last eighteen (18) months.** *Such certification shall be obtained by the applicant* from the Division of Regulation and Licensure (DRL), Department of Health and Senior Services, through a LTC Facility Expansion Certification (Form MO 580-2351, incorporated by reference), to verify compliance with occupancy and deficiency requirements pursuant to section *[197.318.8]* **197.318.4(1)**, RSMo. Occupancy data shall be taken from the *[DRL's]* CON's most recent *[published]* Six-Quarter Occupancy of Intermediate Care and Skilled Nursing Facility (or Residential Care and Assisted Living Facility) Licensed Beds report/s/ **published on the CON website.**

(5) For a LTC bed expansion/s or replacements[,], the sellers and purchasers shall be defined as the owner(s) and operator(s) of the respective facilities, which includes building, land, and license. On the Purchase Agreement (Form MO 580-2352[, *incorporated by reference*]), both the owner(s) and operator(s) of the purchasing and selling facilities *[should]* **shall sign.**

(6) The CONP staff, as an agent of the Missouri Health Facilities Review Committee (committee), will review LOIs according to the following provisions:

(E) A Non-Applicability CON letter will be valid subject to the following conditions:

1. Any change in the project scope, including change in type of service, cost, operator, ownership, or site, could void the effectiveness of the letter and require a new review; and

2. Final project costs with third-party verification must be provided on a Periodic Progress Report (Form MO 580-1871[, *incorporated by reference*]); and

(7) Nonsubstantive projects are waived from review by the authority

of section 197.330.1(8), RSMo, and any **applicant** *[projects]* seeking such a determination shall submit information through the LOI process/; *those*. A **project** meeting the *[nonsubstantive]* definition of a **nonsubstantive project** shall be posted for review on the CON web site at least twenty (20) days in advance of the committee meeting when *[they are]* **the project is** scheduled to be confirmed by the committee.

(8) The following forms cited in this rule are incorporated by reference and published by the Certificate of Need Program (CONP), *[October 1, 2009]* **May 1, 2012**, and may be downloaded from *[http://www.dhss.mo.gov/CON/Forms.html, obtained by mailing a written request with a self-addressed stamped envelope to CONP, PO Box 570, Jefferson City, MO 65102-0570]* **http://health.mo.gov/information/boards/certificate-ofneed/forms.php, obtained by emailing a written request to CONP@health.mo.gov**, or acquired in person at the CONP Office, 3418 Knipp Drive, **Suite F**, Jefferson City, Missouri **65102**, (573) 751-6403. This rule does not include any later amendments or additions.

(A) LTC Facility Expansion Certification (Form MO 580-2351).

(B) Purchase Agreement (Form MO 580-2352).

(C) Periodic Progress Report (Form MO 580-1871).

*AUTHORITY: section 197.320, RSMo [2000] 2016. Original rule filed June 2, 1994, effective Nov. 30, 1994. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 9, 2019.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 3418 Knipp Drive, Suite F, Jefferson City, MO 65109 or via e-mail at CONP@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

## Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

### Division 60—Missouri Health Facilities Review Committee

#### Chapter 50—Certificate of Need Program

#### PROPOSED AMENDMENT

**19 CSR 60-50.410 Letter of Intent Package.** The committee proposes to amend sections (1), (2), (3), (6), and (7).

*PURPOSE: This committee proposes to amend this rule for statute updates and expand items to be included on the Letter of Intent.*

(1) The Letter of Intent (LOI) (Form MO 580-1860, *[incorporated by reference]*) shall be completed as follows:

(A) Project Information: sufficient information to identify the intended service, such as *[construction, renovation, new or replacement equipment]* **the name of the existing or proposed facility, whichever is applicable**, and address or **if address is unknown or not yet established, a specific description or the latitude and longitude** *[plat map]* identifying a specific site rather than a general area (county designation alone is not sufficient);

(B) Applicant Identification: the full legal name of all owner(s) and operator(s) which compose the applicant/(s)/ who, singly or jointly, propose to develop, offer, lease, or operate a new institutional health service within Missouri; provide the corporate entity, not individual names, of the corporate board of directors or the facility administrator;

(D) Project Description: information which provides details of the number **and type** of beds to be added, deleted, or replaced, square footage of new construction and/or renovation, services affected, and equipment to be acquired. If an application for new or additional long-term care beds, confirm that the bed need standard has been met or that special exceptions exist. If a replacement project, information which provides details of the facilities or equipment to be replaced, including name, location, distance from the current site, and its final disposition. **If replacing equipment previously approved, provide the CON project number of existing equipment;**

(E) Estimated Project Cost: total proposed expenditures necessary to achieve the application's objectives—not required for long-term care (LTC) bed expansions pursuant to section [197.318.8(1)] **197.318.4(1)**, RSMo;

(F) Authorized Contact Person Identification: the full name, title, address (including association), telephone number, email, fax number, **signature, and date of signature;**

(G) Applicability: page 2 of the LOI must be filled out by applicants requesting a non-applicability review to provide the reason and rationale for the *[exemption or exception being sought]* **non-applicability review request;** and

(2) If a non-applicability review is sought, **the** applicant/s/ shall submit the following additional information:

(A) Proposed Expenditures (Form MO 580-2375*[, incorporated by reference]*) *[including]*;

(B) *[i]*Information which details all methods and assumptions used to estimate project costs. **Documentation of costs may be requested;**

*[(B)](C)* Schematic drawings and evidence of site control, with appropriate documentation; and

*[(C)](D)* In addition to the above information, for exceptions or exemptions, documentation of other provisions in compliance with the Certificate of Need (CON) statute, as described in sections (3) through (6) below of this rule.

(3) If an exemption is sought for a residential care or assisted living facility (RCF/ALF) pursuant to section 197.312, RSMo, **the** applicant/s/ shall submit documentation that this facility had previously been owned or operated for or, on behalf of St. Louis City.

(6) The LOI must have an original signature for the contact person *[including]* **which can be** an electronic signature.

(7) The following forms cited in this rule are incorporated by reference and published by the Certificate of Need Program (CONP), December 13, 2019 and may be downloaded from *[http://www.dhss.mo.gov/CON/Forms.html, obtained by mailing a written request with a self-addressed stamped envelope to CONP, PO Box 570, Jefferson City, MO 65102-0570]* <http://health.mo.gov/information/boards/certificate-ofneed/forms.php>, obtained by emailing a written request to [CONP@health.mo.gov](mailto:CONP@health.mo.gov), or acquired in person at the CONP Office, 3418 Knipp Drive, Suite F, Jefferson City, Missouri, 65102 (573) 751-6403. This rule does not include any later amendments or additions.

(A) Letter of Intent (Form MO 580-1860).

(B) Proposed Expenditures (Form MO 580-2375).

**AUTHORITY:** section 197.320, RSMo [2000] 2016. Emergency rule filed Aug. 29, 1997, effective Sept. 8, 1997, expired March 6, 1998.

*Original rule filed Aug. 29, 1997, effective March 30, 1998. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 9, 2019.*

**PUBLIC COST:** *This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

**PRIVATE COST:** *This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

**NOTICE TO SUBMIT COMMENTS:** *Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 3418 Knipp Drive, Suite F, Jefferson City, MO 65109 or via e-mail at [CONP@health.mo.gov](mailto:CONP@health.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

## Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

### Division 60—Missouri Health Facilities Review Committee

#### Chapter 50—Certificate of Need Program

#### PROPOSED AMENDMENT

**19 CSR 60-50.420 Review Process.** The committee proposes to remove paragraph (3)(A)2. and amend sections (5), (7), and (10).

**PURPOSE:** *The committee proposes to amend this rule for verbiage updates.*

(3) All filings must be received at the principal office of the committee during regular business hours. The CONP staff, as an agent of the committee, shall provide notification of applications received through publication of the Application Review Schedule (schedule) as follows:

(A) For full and expedited applications, the schedule shall include the filing date of the application, a brief description of the proposed service, the time and place for filing comments and requests for a public hearing, and the tentative date of the meeting at which the application is scheduled for review. Publication of the schedule shall occur *[on the next business day]* **within two (2) business days** after the filing deadline. The publication of the schedule is conducted through the following actions:

1. The schedule shall be submitted to the secretary of state's office for publication in the next regularly-scheduled *Missouri Register*;

*[2. A press release about the CON application schedule shall be sent to all newspapers of general circulation and legislators in the applicant's proposed service area as supplied by the Department of Health and Senior Services (DHSS), Office of Public Information;]*

*[3.]2.* The schedule shall be posted on the CON website; and

*[4.]3.* The schedule shall be emailed to all affected persons who have registered with the CONP staff as having an interest in such CON applications; and

(5) **If an application is incomplete,** *[7]*the CONP staff shall notify the applicant in writing or by email *[regarding the completeness of a full CON application]* within fifteen (15) calendar days of filing **a full application** or within five (5) working days *[for]* of filing an expedited application.

(7) Subject to statutory time constraints, the CONP staff shall *[send]* post its written analysis **on the CON website and immediately notify the committee of the posting** by mail or email *[to the committee]* as follows:

(A) For full CON applications, the CONP staff shall *[send]* **post** the analysis **and immediately notify the committee at least** twenty (20) days in advance of the first committee meeting following the seventieth day after the CON application is filed. The written analysis of the CONP staff shall be sent to the applicant no less than fifteen (15) days before the meeting;

(C) *[For e]*Expedited applications which do not meet all statutory and rules requirements or those which have opposition~~*[, they]*~~ will be considered at the earliest scheduled committee meeting where the written analysis by the CONP staff can be sent to the committee and the applicant at least seven (7) days in advance.

(10) In addition to using the Community Need Criteria and Standards as guidelines, the committee may also consider other factors to include, but not be limited to, the needs of residents based upon religious considerations, residents with HIV/AIDS, or mental health diagnoses, and special exceptions to the Community Need Criteria and Standards *[for new or additional long-term care beds]*.

*AUTHORITY: section 197.320, RSMo [2000] 2016. Emergency rule filed Aug. 29, 1997, effective Sept. 8, 1997, expired March 6, 1998. Original rule filed Aug. 29, 1997, effective March 30, 1998. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 9, 2019*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 3418 Knipp Drive, Suite F, Jefferson City, MO 65109 or via e-mail at CONP@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

## **Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES**

### **Division 60—Missouri Health Facilities Review Committee**

#### **Chapter 50—Certificate of Need Program**

#### **PROPOSED AMENDMENT**

**19 CSR 60-50.430 Application Package.** The committee proposes to amend sections (2), (3), (4), (7), and (8).

*PURPOSE: The committee proposes to amend this rule for statute and verbiage updates and add the requirement for the application package to include a timeline of events for the project proposal.*

(2) A written application package consisting of an electronic file in PDF format or a paper original shall be prepared and organized as follows:

(A) The CON Applicant's Completeness Checklists and Table of Contents *[should]* **shall** be used as follows:

1. Include at the front of the application;
2. Check the appropriate "done" boxes to assure completeness of the application;
3. Number all pages of the application sequentially and indicate the page numbers in the appropriate blanks;
4. Check the appropriate *["n/a"]* **"N/A"** box if an item in the Review Criteria is "not applicable" to the proposal **type**; and

5. Restate the **Review Criteria** (preferably in bold type) and answer all *[items in the]* Review Criteria **items**.

(B) The application package *[should use]* **shall be based on** one (1) of the following CON Applicant's Completeness Checklists and Table of Contents appropriate to the proposed project **type**, as follows:

1. New Hospital Application (Form MO 580-2501~~*[, incorporated by reference]*~~). **Use this for a new or replacement hospital project;**

2. New or Additional Long-Term Care (LTC) Bed Application (Form MO 580-2502, *[incorporated by reference]*). **Use this form for a Residential Care Facility project, Assisted Living Facility project, Intermediate Care Facility project, ~~[and]~~ or Skilled Nursing Facility project ~~[Facilities and]~~ or Long-Term Care Hospital/s/ project;**

3. New or Additional Long-Term Care Hospital (LTCH) Bed Application (also use Form MO 580-2502);

4. New or Additional Equipment Application (Form MO 580-2503~~*[, incorporated by reference]*~~);

5. Expedited LTC Bed Replacement/Expansion Application (Form MO 580-2504);

6. Expedited LTC Renovation/Modernization Application (Form MO 580-2505~~*[, incorporated by reference]*~~); or

7. Equipment Replacement Application (Form MO 580-2506~~*[, incorporated by reference]*~~).

(C) The application *[should]* **shall be ~~[formatted into dividers using the following outline]~~ divided into these sections:**

1. Divider I. Application Summary;
2. Divider II. Proposal Description;
3. Divider III. Service-Specific Criteria and Standards; and
4. Divider IV. Financial Feasibility (only *[if]* required for full applications).

(D) Support Information *[should]* **shall** be included at the end of each *[divider]* section to which it pertains, and *[should]* **shall** be referenced in the *[divider]* section narrative. For applicants anticipating having multiple applications in a year, master file copies of such things as maps, population data (if applicable), board memberships, IRS Form 990, or audited financial statements may be submitted once, and then referred to in subsequent applications, as long as the information remains current.

(E) The application package *[should]* **shall** document the need or meet the additional information requirements in 19 CSR 60-50.450(4)-(6)~~*]*~~(5) for the proposal by addressing the applicable Community Need Criteria and Standards using the standards in 19 CSR 60-50.440 through 19 CSR 60-50.460 plus providing additional documentation to substantiate why any proposed alternative Criteria and Standards should be used.

(3) An Application Summary shall be composed of the completed forms in the following order:

(A) Applicant Identification and Certification (Form MO 580-1861~~*[, incorporated by reference]*~~). Additional specific information about board membership may be requested, if needed;

(B) A completed Representative Registration (Form MO 580-1869~~*[, incorporated by reference]*~~) for the contact person and any others as required by section *[197.326(1)]* **197.326.1**, RSMo; and

(C) A detailed Proposed Project Budget (Form MO 580-1863~~*[, incorporated by reference]*~~~~*[, with]*~~);

(D) *[a]*An attachment which details how each line item was determined, including all methods and assumptions used. **Documentation of costs may be requested.**

(4) The Proposal Description shall include documents which:

(A) Provide a complete detailed description and scope of the project, and identify all *[the]* institutional services or programs which will be directly affected by this proposal;

(B) Describe the developmental details including:

1. **A timeline of anticipated events for the proposal from the**



**time of the CON application review through project completion, including the commencement and completion of new construction or renovation, or purchase and installation of equipment;**

[1./2. A legible [city or county] street or road map showing the exact location of the facility or health service, and a copy of the site plan showing the relation of the project to existing structures and boundaries;

[2./3. Preliminary schematics for the project [that specify the functional assignment of all space which will fit] on an eight and one-half inch by eleven inch (8 1/2" × 11") format (not required for replacement equipment projects). [The Certificate of Need Program (CONP) staff may request submission of an electronic version of the schematics, when appropriate.] The function for each space, including the location of each existing and proposed bed before and after construction or renovation, shall be clearly identified and all space shall be assigned;

[3./4. Evidence of submission of architectural plans to the Division of Regulation and Licensure, Department of Health and Senior Services, for long-term care projects and other facilities (not required for [replacement] equipment projects);

[4./5. For long-term care proposals, existing and proposed gross square footage for the entire facility and for each institutional service or program directly affected by the project. If the project involves relocation, identify what will go into vacated space;

[5./6. Documentation [of ownership of] that the proposed owner owns the project site, or that the [site is available through a signed] proposed owner has an executed option to purchase or lease the site; and

[6./7. Proposals which include major [and other] medical equipment [should] shall include an equipment list with prices and also documentation in the form of bid quotes, purchase orders, catalog prices, or other sources to substantiate the proposed equipment costs;

(C) Proposals for new hospitals, new or additional long-term care (LTC) beds, or new major medical equipment must define the community to be served:

1. Describe the service area(s) population using year [2020/ 2025] populations and projections [which are consistent with those] provided by the Bureau of Vital Statistics which can be obtained by contacting:

Chief, Bureau of Vital Statistics  
Section of Epidemiology for Public Health Practice (SEPHP)  
Division of Community and Public Health  
Department of Health and Senior Services  
PO Box 570, Jefferson City, MO 65102  
Telephone: (573) 751-6272

There will be a charge for any of the information requested, and seven to fourteen (7–14) days should be allowed for a response from SEPHP. Information requests should be made to SEPHP such that the response is received at least two (2) weeks before it is needed for incorporation into the CON application./;

2. Use the maps and population data received from SEPHP with the CON Applicant's Population Determination Method to determine the estimated population for LTC projects, as follows:

A. Utilize all of the population for zip codes entirely within the fifteen- (15-) mile radius for LTC beds or geographic service area for hospitals and major medical equipment;

B. Reference a state highway map (or a map of greater detail) to verify population centers (see Bureau of Vital Statistics) within each zip code overlapped by the fifteen- (15-) mile radius or geographic service area;

C. Categorize population centers as either "in" or "out" of the fifteen- (15-) mile radius or geographic service area and remove the population data from each affected zip code categorized as "out;"

D. Estimate, to the nearest ten percent (10%), the portion of the zip code area that is within the fifteen- (15-) mile radius or geo-

graphic service area by "eyeballing" the portion of the area in the radius (if less than five percent (5%), exclude the entire zip code);

E. Multiply the remaining zip code population (total population less the population centers) by the percentage determined in subparagraph (4)(C)2.D. (Due to numerous complexities, population centers will not be utilized to adjust overlapped zip code populations in Jackson, Clay, St. Louis, and St. Charles counties or St. Louis City; instead, the total population within the zip code will be considered uniform and multiplied by the percentage determined in subparagraph (4)(C)2.D.);

F. Add back the population center(s) "inside" the radius or region for zip codes overlapped; and

G. The sum of the estimated zip codes, plus those entirely within the radius, will equal the total population within the fifteen- (15-) mile radius or geographic service area./;

3. Provide other statistics, such as studies, patient origin, or discharge data, Hospital Industry Data Institute's information, or consultants' reports, to document the size and validity of any proposed user-defined "geographic service area./";

(E) Provide historical utilization for each existing service affected by the proposal for each of the past three (3) full years;

(F) Provide utilization projections through at least three (3) full years beyond the completion of the project for all proposed and existing services directly affected by the project;

(7) In addition to using the Community Need Criteria and Standards as guidelines, the committee may also consider other factors to include, but not be limited to, the needs of residents based upon religious considerations, residents with HIV/AIDS, or mental health diagnoses, and special exceptions to the Community Need Criteria and Standards [for new or additional long-term care beds].

(8) The following forms cited in this rule are incorporated by reference and published by the Certificate of Need Program (CONP), [October 30, 2014/ December 13, 2019, and may be downloaded from <http://health.mo.gov/information/boards/certificateofneed/forms.php> obtained by [mailing a written request with a self-addressed stamped envelope to CONP, PO Box 570, Jefferson City, MO 65102-0570] emailing a request to [CONP@health.mo.gov](mailto:CONP@health.mo.gov), or acquired in person at the CONP Office, 3418 Knipp Drive, Suite F, Jefferson City, Missouri, 65102 (573) 751-6403. This rule does not include any later amendments or additions.

(D) Expedited LTC Bed Replacement/Expansion Application (Form MO 580-2504).

**AUTHORITY:** section 197.320, RSMo [2000] 2016. Emergency rule filed Aug. 29, 1997, effective Sept. 8, 1997, expired March 6, 1998. Original rule filed Aug. 29, 1997, effective March 30, 1998. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 9, 2019.

**PUBLIC COST:** This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

**PRIVATE COST:** This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 3418 Knipp Drive, Suite F, Jefferson City, MO 65109 or via e-mail at [CONP@health.mo.gov](mailto:CONP@health.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

## Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

### Division 60—Missouri Health Facilities Review Committee

#### Chapter 50—Certificate of Need Program

#### PROPOSED AMENDMENT

**19 CSR 60-50.440 Criteria and Standards for Equipment and New Hospitals.** The committee proposes to amend sections (1), (2), (3), and (4).

*PURPOSE: The committee proposes to amend this rule for verbiage updates and increase the population projected year used for new and additional equipment projects and new hospital projects.*

(1) For new units or services in the service area, use the following methodologies:

(A) The population-based need formula *[should be]* is (Unmet need =  $(R \times P) - U$ ) where:

P = Year *[2020]* **2025** population in the service area(s). Use population in 19 CSR 60-50.430;

U = Number of service units in the service area(s); and

R = Community need rate of one (1) unit per population listed as follows:

1. Magnetic resonance imaging unit: 28,000
2. Positron emission tomography/computed tomography unit: 224,000
3. Lithotripsy unit: 486,000
4. Linear accelerator unit: 78,000
5. Cardiac catheterization lab: 42,000
6. Gamma knife: 1,947,000
7. Computed tomography: 15,000

(B) The minimum annual utilization for all other providers in the service area should achieve at least the following community need rates as follows:

1. Magnetic resonance imaging procedures: 2,000
2. Positron emission tomography/computed tomography procedures: 1,000
3. Lithotripsy treatments: 1,000
4. Linear accelerator treatments: 3,500
5. Cardiac catheterization procedures (include coronary angioplasties): 500
6. Gamma knife treatments: 200
7. Computed tomography: 3,500

(C) **For** */L/*long-term care hospitals (such as a hospital-within-a-hospital or long-term acute care hospital), **the applicant** should comply with the standards as described in 42 CFR, section 412.23(e), and **the** bed need *[requirements]* should meet the applicable population-based bed need *[and utilization standards]* **methodology** in 19 CSR 60-50.450;

(D) Alternate methodologies may **also** be provided.

(2) For additional units or services, the applicant's optimal annual utilization should achieve at least the following community need rates as follows:

- (A) Magnetic resonance imaging procedures: 3,000
- (B) Positron emission tomography/computed tomography procedures: 1,000
- (C) Lithotripsy treatments: 1,000
- (D) Linear accelerator treatments: 6,000
- (E) Cardiac catheterization procedures: 750
- (F) Gamma knife treatments: 200
- (G) Computed tomography: 4,000

(3) For replacement equipment, utilization standards are not used, but rather the following questions *[should]* **shall** be answered:

(4) For the construction of a new hospital, the following questions *[should]* **shall** be answered:

(D) What is the unmet need according to the following population-based bed need formula using (Unmet Need =  $(R \times P) - U$ ), where:

P = Year *[2020]* **2025** population in the service area;

U = Number of **licensed and approved** beds in the service area; and

R = Community need rate of one (1) bed per population in the service area as follows:

1. Medical/surgical bed: 570
2. Pediatric bed: 8,330
3. Psychiatric bed: 2,080
4. Substance abuse/chemical dependency bed: 20,000
5. Inpatient rehabilitation bed: 9,090
6. Obstetric bed: 5,880

*AUTHORITY: section 197.320, RSMo [2000] 2016. Emergency rule filed Aug. 29, 1997, effective Sept. 8, 1997, expired March 6, 1998. Original rule filed Aug. 29, 1997, effective March 30, 1998. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 9, 2019*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 3418 Knipp Drive, Suite F, Jefferson City, MO 65109 or via e-mail at CONP@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

## Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

### Division 60—Missouri Health Facilities Review Committee

#### Chapter 50—Certificate of Need Program

#### PROPOSED AMENDMENT

**19 CSR 60-50.450 Criteria and Standards for Long-Term Care.** The committee proposes to amend sections (1), (2), (3), (6), and (7).

*PURPOSE: The committee proposes to amend this rule for statute and verbiage updates and increase the population projected year used for new or additional long-term care beds. Additionally, the committee proposes to require licensed facilities adding beds to their facility to state if the facility received any Class I patient care deficiencies in the last eighteen (18) months.*

(1) The following population-based long-term care bed need methodology for the fifteen (15)-mile radius shall be used to determine *[the maximum size of]* the need:

(A) Approval of additional intermediate care facility/skilled nursing facility (ICF/SNF) beds will be based on:

**1. /a/**A service area need determined to be fifty-three (53) beds per one thousand (1,000) **year 2025** population age sixty-five (65) and older minus the current supply of ICF/SNF beds shown in the **most recent** Six-Quarter Occupancy of Hospital and Nursing Home Licensed and Available Beds **report** as provided by the Certificate of Need Program (CONP) which includes licensed and Certificate of Need (CON)-approved beds;

(B) Approval of additional residential care facilities/assisted living

facilities (RCF/ALF) beds will be based on:

1. */a/A* service area need determined to be twenty-five (25) beds per one thousand (1,000) **year 2025** population age sixty-five (65) and older minus the current supply of RCF/ALF beds shown in the **most recent** Six-Quarter Occupancy of Residential Care and Assisted Living Facility Licensed and Available Beds as provided by the CONP which includes licensed and CON-approved beds; and

(C) Approval for Long-Term Care Hospital (LTCH) beds, as described in 42 CFR, section 412.23(e), will be based on a service area need determined to be one-tenth (0.1) bed per one thousand (1,000) **year 2025** population minus the current supply of LTCH beds shown in the **most recent** Six-Quarter Occupancy of Long-Term Care Hospital Facility Licensed and Available Beds as provided by the CONP which includes licensed beds and CON-approved beds.

(D) If the project is to add beds to an existing long-term care facility, the applicant shall state whether or not the facility received any patient care Class I deficiencies within the last eighteen (18) months as a result of a survey, inspection or complaint investigation and the reason for and status of the deficiencies.

(2) Replacement Chapter 198 beds may qualify for an exception to the LTC bed minimum occupancy requirements (MOR) plus shortened information requirements and review time frames if an applicant proposes to—

(A) Relocate RCF/ALF beds within a six (6)-mile radius pursuant to section *[197.318.8(4)] 197.318.4(4)*, RSMo;

(B) Replace one-half (1/2) of its licensed beds within a thirty (30)-mile radius pursuant to section *[197.318.9] 197.318.5*, RSMo; or

(C) Replace a facility in its entirety within a fifteen (15)-mile radius pursuant to section *[197.318.10] 197.318.6*, RSMo, under the following conditions:

1. The existing facility's beds shall be replaced at only one (1) site;

2. The existing facility and the proposed facility shall have the same owner(s), regardless of corporate structure; and

3. The owner(s) shall stipulate in writing that the existing facility's beds to be replaced will not be used later to provide long-term care services; or if the facility is operated under a lease, both the lessee and the owner of the existing facility shall stipulate the same in writing.

(3) **A LTC** bed expansion/s/ involving a Chapter 198 facility may qualify for *[an exception to the LTC bed MOR. In addition to the]* shortened information requirements and review time frames*[/]*. The applicant/s/ shall *[also]* submit the following information:

(A) If an effort to purchase has been successful pursuant to section *[197.318.8(1)] 197.318.4(1)*, RSMo, a Purchase Agreement (Form MO 580-2352*[/, incorporated by reference]*) between the selling and purchasing facilities, and a copy of the selling facility's reissued license verifying the surrender of the beds sold; or

(B) If an effort to purchase has been unsuccessful pursuant to section *[197.318.8(1)] 197.318.4(1)*, RSMo, a Purchase Agreement (Form MO 580-2352*[/, incorporated by reference]*) between the selling and purchasing facilities which documents the "effort(s) to purchase" LTC beds.

(6) For LTC renovation or modernization projects which do not include increasing the number of beds, the applicant *[should]* shall document the following, if applicable:

(7) The following form cited in this rule is incorporated by reference and published by the Certificate of Need Program (CONP), *[October 1, 2009] May 1, 2012*, and may be downloaded from *[http://www.dhss.mo.gov/CON/Forms.html, obtained by mailing a written request with a self-addressed stamped envelope to CONP, PO Box 570, Jefferson City, MO 65102-0570] http://health.mo.gov/information/boards/certificate-ofneed/forms.php*, obtained by emailing a written request to

CONP@health.mo.gov, or acquired in person at the CONP Office, 3418 Knipp Drive, **Suite F**, Jefferson City, Missouri, **65102** (573) 751-6403. This rule does not include any later amendments or additions.

(A) Purchase Agreement (Form MO 580-2352).

*AUTHORITY: section 197.320, RSMo [2000] 2016. Emergency rule filed Aug. 29, 1997, effective Sept. 8, 1997, expired March 6, 1998. Original rule filed Aug. 29, 1997, effective March 30, 1998. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 9, 2019*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 3418 Knipp Drive, Suite F, Jefferson City, MO 65109 or via e-mail at CONP@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

## Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

### Division 60—Missouri Health Facilities Review Committee

#### Chapter 50—Certificate of Need Program

#### PROPOSED AMENDMENT

**19 CSR 60-50.470 Criteria and Standards for Financial Feasibility.** The committee proposes to amend sections (1), (3), and (5), add new sections (5) and (6), and renumber sections (5) and (7).

*PURPOSE: The committee proposes to amend this rule to require skilled nursing and intermediate care facilities to provide Medicaid eligible admission information.*

(1) Proposals for any new hospital, **skilled nursing** *[home] facility, intermediate care facility*, residential care facility, or assisted living facility construction must include documentation that the proposed costs per square foot are reasonable when compared to the latest RS Means Cost Data Percentile Limit Total New Construction Project Costs (Form MO 580-1866*[/, incorporated by reference]*) available from the Certificate of Need Program (CONP). Any proposal with costs in excess of the three-fourths (3/4) percentile must include justification for the higher costs.

(3) Document financial feasibility by including—

(A) The Service-Specific Revenues and Expenses (Form MO 580-1865*[/, incorporated by reference]*) as a financial pro forma for each revenue generating service affected by the project for the past three (3) **full** years projected through three (3) **full** years beyond project completion; and

(5) If the proposal is for a new skilled nursing or intermediate care facility, provide the percentage of the admissions that would be Medicaid eligible on the first day of admission or become Medicaid eligible within ninety (90) days of admission.

(6) If the proposal is to add new long-term beds to an existing skilled nursing or intermediate care facility, provide the percentage of the admissions that is Medicaid eligible on the first day of

admission or becomes Medicaid eligible within ninety (90) days of admission.

[(5)](7) The following forms cited in this rule are incorporated by reference and published by the Certificate of Need Program (CONP), October 1, 2009, and may be downloaded from [<http://www.dhss.mo.gov/CON/Forms.html>, obtained by mailing a written request with a self-addressed stamped envelope to CONP, PO Box 570, Jefferson City, MO 65102-0570] <http://health.mo.gov/information/boards/certificateofneed/forms.php>, obtained by emailing a written request to [CONP@health.mo.gov](mailto:CONP@health.mo.gov), or acquired in person at the CONP Office, 3418 Knipp Drive, Suite F, Jefferson City, Missouri, 65102 (573) 751-6403. This rule does not include any later amendments or additions.

(B) RS Means Cost Data [Percentile Limit Total New Construction Project Costs] (Form MO 580-1866).

**AUTHORITY:** section 197.320, RSMo [2000] 2016. Emergency rule filed Aug. 29, 1997, effective Sept. 8, 1997, expired March 6, 1998. Original rule filed Aug. 29, 1997, effective March 30, 1998. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Aug. 9, 2019.

**PUBLIC COST:** This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

**PRIVATE COST:** This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 3418 Knipp Drive, Suite F, Jefferson City, MO 65109 or via e-mail at [CONP@health.mo.gov](mailto:CONP@health.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

## Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

### Division 60—Missouri Health Facilities Review Committee

#### Chapter 50—Certificate of Need Program

#### PROPOSED AMENDMENT

**19 CSR 60-50.500 Additional Information.** The committee proposes to amend sections (2)-(4).

**PURPOSE:** The committee proposes to amend this rule for verbiage updates and reduce the timeframe an applicant can submit their written response to an incomplete application and information submitted by affected persons before a scheduled committee meeting.

(2) If an application is determined to be incomplete, the applicant shall be notified within fifteen (15) calendar days after filing a **full application or within [(five (5) working days [in the case] after filing of an expedited application)]**. The applicant's written response *[in the form of an original and eleven (11) copies or electronic version]* shall be received within *[fifteen (15)]* **ten (10)** calendar days after receipt of notification.

(3) Information submitted by affected persons *[should]* **shall** be received at the committee's principal office at least *[thirty (30)]* **five (5)** calendar days before the scheduled meeting of the committee.

(4) Copies of any additional information sent directly to the committee by applicants or affected persons *[should]* **shall** also be sent to the Certificate of Need Program (CONP) for file copies.

**AUTHORITY:** section 197.320, RSMo [2000] 2016. Original rule filed June 2, 1994, effective Nov. 30, 1994. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Aug. 9, 2019.

**PUBLIC COST:** This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

**PRIVATE COST:** This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 3418 Knipp Drive, Suite F, Jefferson City, MO 65109 or via e-mail at [CONP@health.mo.gov](mailto:CONP@health.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

## Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

### Division 60—Missouri Health Facilities Review Committee

#### Chapter 50—Certificate of Need Program

#### PROPOSED AMENDMENT

**19 CSR 60-50.600 Certificate of Need Decisions.** The committee proposes to amend sections (2) and (3).

**PURPOSE:** The committee proposes to amend this rule to reduce the timeframe a committee member can submit their expedited CON ballot.

(2) Decisions on expedited CON applications shall be subject to the following:

(B) Ballots may be returned to the CON office by either mail, e-/mail, or fax, but must be received within *[ten (10)]* **seven (7)** business days from the date they were emailed to committee members; and

(C) A final decision to approve the application will be rendered if all ballots received by the cut-off date (at least five (5) ballots are required) signify~~ing~~ a vote to approve the project. If the vote is not unanimous, the application will be subject to the provisions of section (1) of this rule.

(3) The committee shall make a decision on an application within one hundred thirty (130) calendar days after the date the application is filed and subsequently notify the applicant by providing either a legal certificate or denial letter by mail *[or]* **and** email.

**AUTHORITY:** section 197.320, RSMo [2000] 2016. Original rule filed June 2, 1994, effective Nov. 30, 1994. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Aug. 9, 2019.

**PUBLIC COST:** This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

**PRIVATE COST:** This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 3418 Knipp Drive, Suite F, Jefferson City, MO 65109 or via e-mail at CONP@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES**

**Division 60—Missouri Health Facilities Review Committee**

**Chapter 50—Certificate of Need Program**

**PROPOSED AMENDMENT**

**19 CSR 60-50.700 Post-Decision Activity.** The committee proposes to amend sections (1)-(3) and (7)-(9).

*PURPOSE: The committee proposes to amend periodic progress reporting requirements and requiring an extension form to be filled out when submitting an extension request.*

(1) Applicants who have been granted a Certificate of Need (CON) or a Non-Applicability CON letter shall file reports by mail or email with the Missouri Health Facilities Review Committee (committee), using Periodic Progress Report (Form MO 580-1871[, *incorporated by reference*]). A report shall be filed [by] **within ten (10) days following** the end of each six (6)-month period after CON approval, or issuance of a Non-Applicability CON letter, until **the project [construction and/or expenditures are complete] is complete which includes the licensing of all new beds, installation of equipment and/or completion of renovations.** All Periodic Progress Reports must contain a complete and accurate accounting of all expenditures for the report period. **Final project costs with third-party verification must be provided on a Periodic Progress Report (Form MO 580-1871).**

(2) Applicants who have been granted a CON and fail to incur a capital expenditure within six (6) months may request an extension of six (6) months by submitting a [letter] **written request** to the committee outlining the reasons for the failure, with a listing of the actions to be taken within the requested extension period to insure compliance. The Certificate of Need Program (CONP) staff on behalf of the committee will analyze the request and grant an extension, if appropriate. Applicants may request additional extensions **by submitting a completed Request for Extension (Form MO 580-1872),** and must provide [additional] financial information plus other documentation describing delays.

(3) A Non-Applicability CON letter is valid for six (6) months from the date of issuance. Failure to incur a capital expenditure or purchase the proposed equipment within that time frame shall result in the Non-Applicability CON letter becoming null and void. The applicant may request one (1) six (6)-month extension unless otherwise constrained by statutory changes. **Failure to file the required Periodic Progress Report shall result in the Non-Applicability CON letter becoming null and void.**

(7) Cost overrun review procedures implement the CON statute section 197.315.7, RSMo. Immediately upon discovery that a project's actual costs would exceed approved project costs by more than ten percent (10%), [an] **the applicant shall apply for approval of the cost variance.** A nonrefundable fee in the amount of one-tenth of one percent (0.1%) of the additional project cost above the approved amount made payable to "Missouri Health Facilities Review Committee" shall be required. *[The original and eleven (11) copies or elec-*

*tronic version of t]*The information requirements for a cost overrun review are required as follows:

(B) Provide a Proposed Project Budget (Form MO 580-1863[, *incorporated by reference*]).

(8) At any time during the process from Letter of Intent to project completion, the applicant is responsible for notifying the committee of any change in the designated contact person. If a change is necessary, the applicant must file a Contact Person Correction (Form MO 580-1870[, *incorporated by reference*]).

(9) The following forms cited in this rule are incorporated by reference and published by the Certificate of Need Program (CONP), [October 1, 2009] **December 13, 2019,** and may be downloaded from [<http://www.dhss.mo.gov/CON/Forms.html>], *obtained by mailing a written request with a self-addressed stamped envelope to CONP, PO Box 570, Jefferson City, MO 65102-0570*] <http://health.mo.gov/information/boards/certificate-ofneed/forms.php>, *obtained by emailing a written request to CONP@health.mo.gov,* or acquire in person at the CONP Office, 3418 Knipp Drive, **Suite F,** Jefferson City, Missouri, **65102 (573) 751-6403.** This rule does not include any later amendments or additions.

(A) Periodic Progress Report (Form MO 580-1871).

(B) **Extension Request (Form MO 580-1872).**

[(B)](C) Proposed Project Budget (Form MO 580-1863).

[(C)](D) Contact Person Correction (Form MO 580-1870).

*AUTHORITY: section 197.320, RSMo [2000] 2016. Original rule filed June 2, 1994, effective Nov. 30, 1994. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 9, 2019.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 3418 Knipp Drive, Suite F, Jefferson City, MO 65109 or via e-mail at CONP@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES**

**Division 60—Missouri Health Facilities Review Committee**

**Chapter 50—Certificate of Need Program**

**PROPOSED AMENDMENT**

**19 CSR 60-50.800 Meeting Procedures.** The committee proposes to amend sections (2)-(7), add new section (3), and renumber as needed.

*PURPOSE: The committee proposes to amend this rule for verbiage updates and require addition of agenda items to be received by the CONP office in a specific timeframe.*

(2) *[The original and eleven (11) copies or electronic version of a]*All new information not previously in the application *[or requests for the addition of agenda items]*, shall be received by the CONP staff at least thirty (30) calendar days before the scheduled meeting with one (1) exception. An applicant shall have no less than *[fifteen (15)]* **ten (10)** days to respond to the findings of the staff and adverse information received from other parties. An applicant *[should]* **shall** respond in writing to an inquiry from a committee member *[at any time, and]*. *[t]*The response shall be provided to the committee for consideration **and a copy shall be sent to the CON office.**

**(3) Requests for the addition of agenda items including CON modification and extension requests shall be received by the CONP staff at least thirty-five (35) calendar days before the scheduled meeting.**

*[[3]]***(4)** Any committee member may request that an item be added to the agenda up to forty-eight (48) hours before the scheduled meeting, exclusive of weekends and holidays when the principal office is closed.

*[[4]]***(5)** The tentative agenda for each committee meeting shall be released at least twenty (20) calendar days before each meeting.

*[[5]]***(6)** The committee may give the applicant and affected persons an opportunity to make brief presentations at the meeting according to the Missouri Health Facilities Review Committee Meeting Format and Missouri Health Facilities Review Committee Meeting Protocol. The applicant and affected persons shall conform to the following procedures:

(A) The applicant's presentation shall be a key points summary based on the written application and shall not exceed ten (10) minutes inclusive of all presenters with five (5) minutes additional time for summation;

(B) Others in support or opposition to the applicant's project (such as political representatives, citizens of the community and other providers) shall be categorized as unrelated parties and shall appear after the applicant's presentation;

(C) Regardless of the number of presenters involved in the presentation, individual presentations by unrelated parties in support of, neutral, or in opposition to the applicant's project shall not exceed three (3) minutes each;

(D) No new material shall be introduced with the exception of materials or information provided in response to the CONP staff or at the request of a committee member;

(E) Rebuttals by applicants of presentations by affected persons are generally allowed;

(F) All presenters shall complete and sign a Representative Registration (Form MO 580-1869*[, incorporated by reference]*) and give it to the sign-in coordinator prior to speaking;

(G) The reserved area in the hearing room may be used by an applicant only during the applicant's presentation and then vacated for the next group (individuals waiting to present shall remain clear of the podium and staff area until specifically called by the chairman); and

(H) Prescribed time limits shall be monitored by the timekeeper, and presenters shall observe the timekeeper's indications of lapsed time to ensure that each presenter has an opportunity to present within the allotted time.

*[[6]]***(7)** Additional meetings of the committee may be held periodically. These meetings may include educational workshops for members to gain knowledge, meetings with organizations for cooperative purposes, discussion of rules, seeking legal advice from counsel, and other issues.

*[[7]]***(8)** The following form cited in this rule is incorporated by ref-

erence and published by the Certificate of Need Program (CONP), October 1, 2009, and may be downloaded from *[http://www.dhss.mo.gov/CON/Forms.html, obtained by mailing a written request with a self-addressed stamped envelope to CONP, PO Box 570, Jefferson City, MO 65102-0570]* **http://health.mo.gov/information/boards/certificate-ofneed/forms.php, obtained by emailing a written request to CONP@health.mo.gov, or acquired in person at the CONP Office, 3418 Knipp Drive, Suite F, Jefferson City, Missouri, 65102 (573) 751-6403.** This rule does not include any later amendments or additions.

(A) Representative Registration (Form MO 580-1869).

*AUTHORITY: section 197.320, RSMo [2000] 2016. Original rule filed June 2, 1994, effective Nov. 30, 1994. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 9, 2019.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 3418 Knipp Drive, Suite F, Jefferson City, MO 65109 or via e-mail at CONP@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

## **Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES**

### **Division 60—Missouri Health Facilities Review Committee**

#### **Chapter 50—Certificate of Need Program**

#### **PROPOSED AMENDMENT**

**19 CSR 60-50.900 Administration.** The committee proposes to amend subsections (3)(A)-(B).

*PURPOSE: The committee proposes to amend the title of the CONP director. The term "director" is assigned to the leader of a division.*

(3) The CONP staff shall be staffed as follows:

(A) The committee shall employ a CONP *[director]* **coordinator** and additional staff to perform the duties assigned to it by law;

(B) The committee shall designate the CONP *[director]* **coordinator**, or his/her designee, to perform any administrative functions that may be required of the committee by law; and

*AUTHORITY: section 197.320, RSMo [2000] 2016. Original rule filed June 2, 1994, effective Nov. 30, 1994. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 9, 2019.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in*

support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 3418 Knipp Drive, Suite F, Jefferson City, MO 65109 or via e-mail at [CONP@health.mo.gov](mailto:CONP@health.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF COMMERCE AND  
INSURANCE**

**Division 2010—Missouri State Board of Accountancy  
Chapter 5—Peer Review**

**PROPOSED AMENDMENT**

**20 CSR 2010-5.070 Peer Review Standards.** The board is deleting sections (2)-(4), renumbering as necessary, and amending sections (1) and (2).

**PURPOSE:** *The amendment clarifies the rule, removes outdated and unnecessary language, and provides updates related to professional standards.*

(1) The Missouri State Board of Accountancy (the board) specifies that the “Standards for Performing and Reporting on Peer Reviews,” as promulgated by the American Institute of Certified Public Accountants (AICPA), which is incorporated by reference in this rule, *for such other standards which are adopted, accepted, or recognized by the AICPA as meeting or exceeding the AICPA standards,* shall satisfy the requirements of section 326.289.9, RSMo. A printed copy or **electronic** copy *[on CD-Rom]* of the “Standards for Performing and Reporting on Peer Reviews *[June 1, 2012] December 2017*” may also be obtained from the American Institute of Certified Public Accountants, 220 Leigh Farm Road, Durham, NC 27707 or <http://www.aicpa.org>. This rule does not incorporate any subsequent amendments or additions.

*[(2) The board may specify that a peer review program that is administered by a state board of accountancy, which is determined by the board to meet or exceed the AICPA standards, satisfies the requirements of 326.289.9, RSMo.*

*(3) To meet the standards for an approved peer review program, peer reviews shall occur at least once every three (3) years.*

*(4) Any peer review conducted within this state shall be through a firm that has a current firm permit in this state.]*

*[(5)](2) The term “approved peer review program” [shall] means [the Missouri Society of Certified Public Accountants (MSCPA) peer review administration program, any approved AICPA peer review program, or] a peer review administration program [of a state board of accountancy] which has been determined by the Missouri State Board of Accountancy to meet, or exceed, the AICPA Standards for Performing and Reporting on Peer Reviews.*

**AUTHORITY:** *sections 326.262 and 326.271, RSMo 2016, and section 326.289.9, RSMo Supp. [2012] 2017. This rule originally filed as 4 CSR 10-5.070. Original rule filed Nov. 3, 2003, effective June 30, 2004. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 8, 2019.*

**PUBLIC COST:** *This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

**PRIVATE COST:** *This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

**NOTICE TO SUBMIT COMMENTS:** *Anyone may file a statement in support of or in opposition to this proposed amendment with the Board of Accountancy, PO Box 613, Jefferson City, MO 65102, by facsimile at 573-751-0012, or via email at [mosba@pr.mo.gov](mailto:mosba@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 20—DEPARTMENT OF COMMERCE AND  
INSURANCE**

**Division 2010—Missouri State Board of Accountancy  
Chapter 5—Peer Review**

**PROPOSED AMENDMENT**

**20 CSR 2010-5.080 Firms Subject to Peer Review Requirements.** The board is deleting sections (1) and (2), renumbering as necessary, amending section (1), and adding sections (2)-(5).

**PURPOSE:** *This amendment removes outdated and unnecessary language and provides clarification on what information the board may obtain regarding a firm’s enrollment and participation in the peer review program.*

*[(1) As of January 1, 2004, any firm seeking renewal of its permit to practice public accounting, and which has been engaged to perform more than two (2) attest services in any calendar year, shall enroll in the Missouri Society of Certified Public Accountants (MSCPA) peer review administration program, or an approved peer review program as prescribed in 20 CSR 2010-5.070. The firm must enroll in an approved peer review program within ninety (90) days after entering into an engagement for the third attest service in any calendar year. The firm shall be required to verify, on the application to renew an office, that it is enrolled in an approved peer review program.*

*(2) As of January 1, 2004, any out-of-state firm with a Missouri permit, that is not enrolled in a peer review program that satisfies the requirements of this chapter, and which has been engaged to perform more than two (2) attest services in any calendar year, shall enroll in the MSCPA peer review administration program, or an approved peer review program as prescribed in 20 CSR 2010-5.070. The firm must enroll in an approved peer review program within ninety (90) days after entering into an engagement for the third attest service in any calendar year. The firm shall be required to verify, on the application to renew an office, that it is enrolled in an approved peer review program.]*

*[(3)](1) As of January 1, 2008, any firm [seeking renewal of its permit to practice public accounting, and] which has performed one (1) or more attest engagements[, reviews,] or compilations, in any calendar year, shall enroll in [the MSCPA peer review administration program, or] an approved peer review program [as prescribed in 20 CSR 2010-5.070] and maintain continuous enrollment in peer review until completed and accepted by the peer review administrator. The firm must enroll in an approved peer review program within ninety (90) days after entering into an engagement for its first attest[, review,] or compilation service. The firm shall [be required to] verify[, on the application to renew an office,] that it is **continually** enrolled in an approved peer review program.*



(2) The board may obtain the following information regarding peer review from any approved American Institute for Certified Public Accountants (AICPA) peer review program:

- (A) The firm's name and address;
- (B) The firm's dates of enrollment in the program;
- (C) The date of acceptance and the period covered by the firm's most recently accepted peer review; and
- (D) If applicable, whether the firm's enrollment in the program has been dropped or terminated.

(3) During an investigatory complaint regarding peer review, the board may request verification of peer review compliance from any firm. Firms shall provide verification of peer review compliance to the board within thirty (30) days of the board's written request to the firm by providing the following documentation:

- (A) Peer Review enrollment letter from the administrating entity;
- (B) Peer Review acceptance letter from the administrating entity which includes the date the last peer review was accepted; and
- (C) In responding to the board, the firm may redact the rating on the peer review acceptance letter and the peer review report.

(4) Firms which fall out of compliance with peer review shall notify the board in writing within thirty (30) days and provide the board with a copy of the notice(s) of termination from the administrating entity.

(5) Firms shall maintain the documentation stated above for a period of three (3) years from the date of the last accepted peer review.

*AUTHORITY: sections 326.262 and 326.271, RSMo 2016, and section 326.289.9, RSMo Supp. [2009] 2017. This rule originally filed as 4 CSR 10-5.080. Original rule filed Nov. 3, 2003, effective June 30, 2004. Moved to 20 CSR 2010-5.080, effective Aug. 28, 2006. Amended: Filed Feb. 23, 2010, effective Aug. 30, 2010. Amended: Filed Aug. 8, 2019.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Board of Accountancy, PO Box 613, Jefferson City, MO 65102, by facsimile at 573-751-0012, or via email at mosba@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 20—DEPARTMENT OF COMMERCE AND  
INSURANCE  
Division 2010—Missouri State Board of Accountancy  
Chapter 5—Peer Review**

**PROPOSED AMENDMENT**

**20 CSR 2010-5.090 Peer Review Requirements [for Renewal of a Firm Permit].** The board is deleting section (1), renumbering as necessary, and amending sections (1)-(4).

*PURPOSE: This amendment removes outdated and unnecessary language.*

*[(1) Any certified public accounting firm ("firm") required to have a current permit issued pursuant to Chapter 326, RSMo, shall be enrolled in an approved peer review program as prescribed in 20 CSR 2010-5.080.]*

*[(2)](1) The firm shall verify that any member of the firm who is responsible for supervising attest [or review] services, or who signs, or authorizes someone to sign, the firm's report on attest [or review] engagements on behalf of the firm, has met the competency requirements as prescribed in 20 CSR 2010-2.061.*

*[(3)](2) For firms with multiple offices, the resident manager of each office located in the state of Missouri shall verify that the office follows the same quality control policies and procedures established by the firm that has been subjected to the peer review process. The resident manager of each office shall verify that any member of the firm who is responsible for supervising attest [or review] services, or who signs, or authorizes someone to sign, the firm's report on attest [or review] engagements on behalf of the firm, has met the competency requirements as prescribed in 20 CSR 2010-2.061. [The verification from the resident manager shall be provided to the Peer Review Oversight Board (PROB) at least one hundred twenty (120) days prior to the date of the firm's annual renewal.]*

*[(4)](3) For firms that are enrolled in an approved peer review program in another state to be eligible for the renewal of the firm permit, the resident manager of each office located in Missouri shall verify that the office follows the same quality control policies and procedures established by the firm that has been subjected to the peer review process in the other state. The resident manager of each office shall verify that any member of the firm who is responsible for supervising attest [or review] services, or who signs, or authorizes someone to sign, the firm's report on attest [or review] engagements on behalf of the firm, has met the competency requirements as prescribed in 20 CSR 2010-2.061. [The verification from the resident manager shall be provided to the PROB at least one hundred twenty (120) days prior to the date of the firm's annual renewal.]*

*[(5)](4) Firms that are enrolled in an approved peer review program and are providing services in the state of Missouri, but not through an office located in Missouri, shall verify that the out-of-state office(s), through which the services are being provided, follows the same quality control policies and procedures established by the firm that has been subjected to the peer review process in the other state. The resident manager of each office shall verify that any member of the firm who is responsible for supervising attest [or review] services, or signs, or authorizes someone to sign, the firm's report on attest [or review] engagements on behalf of the firm, has met the competency requirements as prescribed in 20 CSR 2010-2.061. [The verification from the resident manager of such office(s) shall be provided to the PROB at least one hundred twenty (120) days prior to the date of the firm's annual renewal.]*

*AUTHORITY: sections 326.262 and 326.271, RSMo 2016, and section 326.289.9, RSMo Supp. [2009] 2017. This rule originally filed as 4 CSR 10-5.090. Original rule filed Nov. 3, 2003, effective June 30, 2004. Moved to 20 CSR 2010-5.090, effective Aug. 28, 2006. Amended: Filed Feb. 23, 2010, effective Aug. 30, 2010. Amended: Filed Aug. 8, 2019.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*



**NOTICE TO SUBMIT COMMENTS:** *Anyone may file a statement in support of or in opposition to this proposed amendment with the Board of Accountancy, PO Box 613, Jefferson City, MO 65102, by facsimile at 573-751-0012, or via email at mosba@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 20—DEPARTMENT OF COMMERCE AND  
INSURANCE  
Division 2010—Missouri State Board of Accountancy  
Chapter 5—Peer Review**

**PROPOSED AMENDMENT**

**20 CSR 2010-5.100 Administration.** The board is amending sections (1) and (2), deleting sections (3) and (4), and creating a new section (3).

**PURPOSE:** *This amendment clarifies the requirements for the administration of the peer review process.*

(1) *[The Missouri Society of Certified Public Accountants (MSCPA) peer review administration program, or a]Any approved American Institute for Certified Public Accountants (AICPA) peer review program, may serve as the provider for peer review administration for Missouri firms. Any schedule of charges for the administration of a firm's peer review within this state will be determined without regard to membership in any organization[, including MSCPA or AICPA].*

(2) Upon request, from **the board or** the Peer Review Oversight Board (PROB), the administrator shall provide a list containing the names of firms enrolled in, or terminated from, the peer review program. The list shall also include the firm names and addresses, the period covered by their most recently accepted peer review, and the date of that peer review.

(3) The PROB, as defined in 20 CSR 2010-5.110, may require additional information, or documentation, or individual peer reviews, or may review procedures, if they deem it necessary to ascertain the effectiveness of a peer review program *[that has been accepted by the PROB]*.

*[(3) Annually by June 1, the PROB shall provide the board a list of firms that are enrolled in an approved peer review program, a list of firms that have not provided the verification required by 20 CSR 2010-5.090, and a list of firms terminated from the peer review program. These firms may be determined to be ineligible for renewal by the board.]*

(4) *Firms determined to be ineligible for renewal for failure to be currently enrolled in an approved peer review program, and/or failure to provide the verifications required by 20 CSR 2010-5.090 shall be notified by the board in writing of the reason(s) and shall be advised of its right to file a complaint with the Administrative Hearing Commission.]*

**AUTHORITY:** *sections 326.262 and 326.271, RSMo 2016, and section 326.289.9, RSMo Supp. [2009] 2017. This rule originally filed as 4 CSR 10-5.100. Original rule filed Nov. 3, 2003, effective June 30, 2004. Moved to 20 CSR 2010-5.100, effective Aug. 28, 2006. Amended: Filed Feb. 23, 2010, effective Aug. 30, 2010. Amended: Filed Aug. 8, 2019.*

**PUBLIC COST:** *This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500)*

*in the aggregate.*

**PRIVATE COST:** *This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

**NOTICE TO SUBMIT COMMENTS:** *Anyone may file a statement in support of or in opposition to this proposed amendment with the Board of Accountancy, PO Box 613, Jefferson City, MO 65102, by facsimile at 573-751-0012, or via email at mosba@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 20—DEPARTMENT OF COMMERCE AND  
INSURANCE  
Division 2010—Missouri State Board of Accountancy  
Chapter 5—Peer Review**

**PROPOSED AMENDMENT**

**20 CSR 2010-5.110 Oversight.** The board is amending sections (1)-(3) and (6) and deleting section (7).

**PURPOSE:** *This amendments removes outdated and unnecessary language and provides updates related to professional standards.*

(1) The president of the board *[shall] may* appoint a Peer Review Oversight Board (PROB) to ensure that firms comply with the peer review requirements *[for firm permit renewal]*. All appointments must be approved by a majority of the board. PROB members may be removed at any time by a majority vote of the board for cause. The PROB shall meet as necessary to ascertain that participating firms are successfully undergoing peer review~~l~~, *are providing the verification required by 20 CSR 2010-5.090, and are eligible for renewal of their firm permit. For the purposes of this rule, "undergoing peer review" shall mean enrolled in a peer review program that has been determined, by the PROB, to meet or exceed the standards of the American Institute of Certified Public Accountants (AICPA) peer review program which has been approved by the board. In addition, a firm undergoing peer review shall have made the verifications required by 20 CSR 2010-5.090]*.

(2) The PROB will consist of five (5) members who are Missouri licensed certified public accountants. *[Initially, the president of the board will appoint one (1) member for a one (1)-year term beginning July 1, 2003 and ending June 30, 2004, two (2) members for a two (2)-year term beginning July 1, 2003 and ending June 30, 2005, and two (2) members for a three (3)-year term beginning July 1, 2003 and ending June 30, 2006. Thereafter, t]*The president of the board will appoint members for **up to a three- (3)-[ ] year term[,]. Members may be reappointed**, however no member shall serve more than ten (10) consecutive years. Annually, the president of the board will appoint a chairman of the PROB from the members of the PROB.

(3) Members of the PROB shall—

(D) Resign from the PROB if the member's firm receives anything other than *[an unmodified] a pass* report on its most recently accepted review.

(6) In conducting a peer review pursuant to section 326.310.3, RSMo the board shall have complete oversight of and access to **the** peer review process and report.

*[(7) The provisions of this rule are declared severable. If any provision of this rule is held invalid by a court of competent*

*jurisdiction, the remaining provisions of this rule shall remain in full force and effect, unless otherwise determined by a court of competent jurisdiction to be invalid.]*

*AUTHORITY: sections 326.262 and [326.265,] 326.271, RSMo 2016, and sections 326.265 and 326.289.9, RSMo Supp. [2009] 2017. This rule originally filed as 4 CSR 10-5.110. Original rule filed Nov. 3, 2003, effective June 30, 2004. Moved to 20 CSR 2010-5.110, effective Aug. 28, 2006. Amended: Filed Feb. 23, 2010, effective Aug. 30, 2010. Amended: Filed Aug. 8, 2019.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Board of Accountancy, PO Box 613, Jefferson City, MO 65102, by facsimile at 573-751-0012, or via email at mosba@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

## **Title 20—DEPARTMENT OF COMMERCE AND INSURANCE**

### **Division 2205—Missouri Board of Occupational Therapy Chapter 5—Continuing Competency Requirements**

#### **PROPOSED AMENDMENT**

**20 CSR 2205-5.010 Continuing Competency Requirements,** The board is amending section (5) of the rule.

*PURPOSE: This amendment further clarifies continuing competency requirements and earning continuing competency credits.*

(5) Acceptable types of continuing competency activities, corresponding degree of continuing competency credit, and the required documentation are as follows:

Continuing Competency Activity	Minimum Continuing Competency Credit	Maximum Continuing Competency Credits	Audit Documentation
<b>PRESENTING</b>			
Making presentations for local organizations/associations/groups on OT related topics (e.g., energy conservation, back care, and prevention of injury). 1-time presentation per topic. Time spent on preparation cannot be included.	1 Hour equals 1 CCC	12 CCC	Certificate verifying presentation or verification letter from organization on their letterhead to include date, time, and length of presentation.
Making professional presentations at state or national workshops, seminars, and conferences. 1-time presentation per topic. Time spent on preparation cannot be included.	1 Hour equals 2 CCC	24 CCC	Certificate verifying presentation or letter from organization on their letterhead to include date, time, and length of presentation.
Teaching OT related academic course per semester (must not be one's primary role). Time spent on preparation cannot be included.	1 Credit Hour equals 3 CCC	24 CCC	Syllabus of course, course outline verification from program, or certificate verifying teaching.
Guest lecturer as a primary or co-presenter for students enrolled in occupational therapy programs or related professionals.	1 Hour equals 1 CCC	24 CCC	Syllabus of course, course outline Verification from program or certificate verifying teaching.
Providing professional in-service training and/or instruction for occupational therapists, occupational therapy assistants, or related professionals. 1-time presentation per topic. Time spent on preparation cannot be included.	1 Hour equals 1 CCC	12 CCC	Attendance records, goals, and objectives of in-service training. Verification letter from supervisor on their letterhead verifying presenter's name and the date, time, and length of the presentation.
<b>ATTENDING WORKSHOPS/COURSES/INDEPENDENT LEARNING</b>			
Attending workshops, seminars, lectures, on-line courses <b>with assessment (i.e. post test)</b> , and professional conferences related to occupational therapy services.	1 Hour equals 1 CCC	24 CCC	CEU, contact hours, certificates of attendance/ <b>completion which should include the date course was completed</b> , letter from sponsor.
Attending employer-provided continuing education. Does not include new staff orientation and/or annual mandatory workplace trainings (e.g., annual policy review and corporate compliance, CPR).	1 Hour equals 1 CCC	24 CCC	Attendance records, certificates which should include title of offering, date given, and length of presentation.
Reading a peer-reviewed, role-related professional article and writing a report describing the implications for improving skills in one's specific role.	1 Article equals .5 CCC	12 CCC	Annotated bibliography and analysis of how articles impacted improving skills in one's role.

Successful completion of formal academic coursework. Courses indirectly or directly related to occupational therapy services.	1 Credit Hour equals 10 CCC	24 CCC	Official transcript from accredited college, course description, and statement how it's related to OT services.
Professional study group, minimum of 3 participants.	3 Hours equals 1 CCC	24 CCC	Group attendance records which should include the date and times the group met; study group goals, analysis of goal attainment, and learning.
<i>[Independent learning with assessment element (online courses, CE articles, self-study series, etc.).]</i>	<i>[1 Hour equals 2 CCC]</i>	<i>[12 CCC]</i>	<i>[CEUs, contact hours, completion certificate which should include the date course was completed.]</i>
Independent learning without assessment element (audited coursework, multimedia course, etc.).	1 Hour equals 1 CCC	12 CCC	Certificate of completion which should include the date course was completed.
Completion of competency assessment tools (i.e., NBCOT Navigator, AOTA assessment tools, etc.).	1 Unit equals 1 CCC	12 CCC	Certificate of completion.
<b>PUBLISHING</b>			
Publication of article in non-peer-reviewed publication (e.g., OT Practice, SIS Quarterly, Advance, etc.).	1 Article equals 5 CCC	24 CCC	Copy of publication.
Publication of chapter(s) in occupational or related professional textbook.	1 Chapter equals 10 CCC	24 CCC	Copy of chapter(s) and table of contents, letter from editor.
Publication of article in peer-reviewed professional publication (e.g., journals, book chapter, research paper).	1 Article equals 10 CCC	24 CCC	Copy of published article, letter from editor.
<b>PROFESSIONAL SERVICES</b>			
Mentoring a colleague to improve the skills of the protégé (mentor).	20 Hours equals 3 CCC	12 CCC	Goals and objectives, analysis of mentee performance which should include the dates and hours mentored.
Reflective occupational therapy practice in collaboration with an advanced colleague to improve one's skill level.	20 Hours equals 3 CCC	12 CCC	Mentor verification of skills, evaluation of mentor, and experience analysis of learning.
Volunteer services to organizations, populations, individuals that advance the reliance on the use of one's OT skills and experiences.	10 Hours equals 2 CCC	12 CCC	Verification letter from organization which should include the dates and hours volunteered. Report describing outcomes of volunteer service provided.
Extensive scholarly research activities or extensive outcome studies.	10 CCC	24 CCC	Grant funding number, abstract/executive summary, and/or copies of the completed research/studies.
<b>FIELDWORK SUPERVISION</b>			

Level II fieldwork day-to-day direct supervision OT or OTA. Must not be one's primary role.	1 unit per week of supervision per student supervised	18 CCC	Documentation required, name of student(s), letter of verification or certificate from school, dates of fieldwork.
Level I fieldwork direct supervision. Must not be one's primary role.	1 unit per student for a complete field work rotation per student as defined by OT/OTA program	12 CCC	Documentation required, name of student(s), letter of verification or certificate from school, dates of fieldwork.
Entry-level or post-doctoral advanced experience direct supervision. Must not be one's primary role.	1 unit per week of supervision per student supervised	18 CCC	Documentation required, name of student(s), letter or certificate of verification from school, dates of fieldwork.

**AUTHORITY:** sections 324.065, 324.080, and 324.086, RSMo 2016. This rule originally filed as 4 CSR 205-5.010. Original rule filed Aug. 4, 1998, effective Dec. 30, 1998. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Aug. 15, 2019.

**PUBLIC COST:** This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

**PRIVATE COST:** This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed amendment with the Vanessa Beauchamp, Executive Director, State Board of Occupational Therapy, PO Box 1335, Jefferson City, MO 65102, by facsimile at (573)526-3489, or via email at ot@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

## Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

### Division 2230—State Board of Podiatric Medicine Chapter 2—General Rules

#### PROPOSED AMENDMENT

**20 CSR 2230-2.023 Infection Control.** The board is amending sections (4) and (5).

**PURPOSE:** This rule is being amended to reduce unnecessary regulatory restrictions.

(4) A podiatric physician shall be adequately trained in how to guard against contagious, infectious, and communicable diseases.

(A) [At] **Through February 29, 2020**, a minimum[,] of two (2) hours of the continuing education obtained by a podiatric physician during a continuing education cycle shall be directly related to guarding against contagious, infectious, and communicable diseases in podiatric practice.

(B) **Beginning March 1, 2020**, a minimum of two (2) hours shall be obtained at least every other renewal period.

(5) A podiatric physician shall have an adequate written protocol setting out how the podiatric physician guards against contagious, infectious, and communicable diseases in the practice of podiatric medicine. A written protocol is not adequate if it does not address guarding against contagious, infectious, and communicable diseases in the following particulars:

#### (B) Training.

1. Every member of the staff of a podiatric physician shall be appropriately trained in how to guard against contagious, infectious, and communicable diseases.

A. Non-medical staff shall, at a minimum, be trained to recognize and report to the podiatric physician, or other medically trained staff, personal illness and reports of contagious, infectious, and communicable diseases among patients.

B. A record of the training provided to each member of the staff of a podiatric physician shall be maintained throughout the person's employment and for at least three (3) years after the person's termination.

2. A podiatric physician shall ensure that any place where he/she is routinely engaged in the practice of podiatric medicine appropriately trains its staff in how to recognize personal illness and guard against contagious, infectious, and communicable diseases and [shall] preserve in writing the evidence upon which he/she relied in making the training assessment[.];

#### (D) Record Keeping.

[1. Patient records shall reflect the podiatric physician's practice of guarding against contagious, infectious and communicable diseases as medically necessary.]

[2.]1. A podiatric physician shall maintain a "Contagion, Infection, and Communicable Disease Log" wherein a summary of the facts related to an exposure or report of contagious, infectious, and communicable diseases is maintained. Such a summary shall include the date and time of the report, a unique identifier for the person(s) exposed to or reported to be afflicted by the contagious, infectious, or communicable disease that will allow identification of medical or personnel records without disclosing a person's name in the log, the general nature of the contagious, infectious, or communicable disease, the immediate response of the podiatric physician, and a statement of the outcome of the case (e.g., patient deceased, resolved after treatment with antibiotics).

[A. The podiatric physician shall at least monthly review the "Contagion, Infection and Communicable Disease Log" for the purpose of identifying any trends or repeated occurrences. The date and time of the review shall be written in the log followed by the podiatric physician's signature.

B. The "Contagion, Infection and Communicable

*Disease Log" shall be maintained for at least three (3) years.]*

[3.]2. A podiatric physician who operates sterilization equipment in the practice of podiatric medicine shall maintain maintenance and test records for at least three (3) years.

[4.]3. A podiatric physician shall maintain a copy of the current protocol [required by] pursuant to this rule. Previous versions shall be maintained for three (3) years after the last date they were used.

[5.]4. A podiatric physician shall maintain a detailed record of the training provided to staff members related to contagious, infectious, and communicable diseases, distinct from the records of training of individual staff members, for at least three (3) years.

**AUTHORITY:** section 330.140, RSMo [2000] 2016. Original rule filed July 11, 2007, effective Jan. 30, 2008. Amended: Filed Aug. 8, 2019.

**PUBLIC COST:** This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

**PRIVATE COST:** This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed amendment with the Board of Podiatric Medicine, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-751-6301, or via email at podiatry@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

## Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

### Division 2230—State Board of Podiatric Medicine Chapter 2—General Rules

#### PROPOSED AMENDMENT

**20 CSR 2230-2.030 Biennial License Renewal.** The board is deleting sections (5) and (6), renumbering, amending sections (3)-(10), and adding new sections (11) and (12).

**PURPOSE:** This proposed amendment restructures the existing regulation to provide additional clarity to licensees.

(3) The reporting period for satisfying the CME requirements shall be the twenty-four- (24-)/- month period immediately preceding the biennial license renewal date, which is February 28 of each even-numbered year. All CME hours, **excluding those hours pursuant to section 324.046, RSMo**, shall be board approved. CME hours earned after the biennial renewal date (February 28 of even-numbered years) [shall] **will** apply to the next reporting cycle. A renewal license will not be issued until all renewal requirements have been met.

(4) [For the license renewal due on February 28, 2006, and each subsequent renewal thereafter, t]The licensee shall certify that s/he has obtained at least twenty-four (24) or fifty (50) hours, whichever is relevant, of continuing medical education during the two- (2-)/- year period preceding the renewal on the renewal form provided by the board. **Beginning March 1, 2020, all applicants for license renewal shall have obtained at a minimum of two (2) hours in infection control pursuant to 20 CSR 2230-2.023 Infection Control at least every other renewal period.** The renewal form shall be submitted directly to the board, either by mail or online renewal, by February 28 of each even-numbered year. The licensee shall not submit the record of CME attendance to the board except

in the case of a board audit.

[/5] Every licensee shall maintain full and complete records of all approved CME hours earned for the two (2) previous reporting periods in addition to the current reporting period. The records shall document the titles of the courses taken, dates, locations, course sponsors, number of hours earned and certificate of attendance or completion. The board may conduct an audit of licensees to verify compliance with the continuing education requirements. Licensees shall assist the board in its audits by providing timely and complete responses to the board's inquiries.

(6) Violation of any provision of this rule shall be grounds for discipline in accordance with section 330.160, RSMo.]

[/7)](5) The following guidelines govern the CME requirements needed to apply for biennial licensure renewal[:].

[(A) Educational programs approved by the Council of Podiatric Medical Education of the American Podiatric Medical Association are currently approved by the board.]

(A) Educational programs approved by the following are approved by the board:

1. Council of Podiatric Medical Education of the American Podiatric Medical Association;
2. American Medical Association (AMA); or
3. American Osteopathic Association (AOA) or its equivalent.

(B) Licensees who attend the open session of the Missouri State Board of Podiatric Medicine's board meetings will receive one (1) hour of CME credit per meeting. To qualify, licensees must sign in at the beginning of the open meeting and sign out at the end of the open meeting.

(C) Licensees who are required to obtain twenty-four (24) hours of CME credit in a two- (2-) year reporting period may use up to six (6) hours of self-study CME credit in each reporting period, in accordance with this rule. Licensees who are required to obtain fifty (50) hours of CME credit in a two- (2-) year reporting period may use up to twelve (12) hours of self-study CME credit in each reporting period, in accordance with this rule.

[/B)](6) The board will review for consideration of CME credits, the following [postgraduate study] to meet the standards for biennial license renewal. The licensee shall submit a copy of the program schedule, the outline, and the appropriate Continuing Education Board Review Fee to the board office not less than sixty (60) days prior to the date of the program. The outline must indicate the program's subject matter, the number of hours required for its presentation, and the identity and qualifications of the speakers and instructors, **if applicable**. After review [the schedule and outline], the board may grant approval. If the board approves [the program], the credit will be accepted and the licensee may count the CME hours toward the total number of required hours. If the [postgraduate study] request is submitted after the sixty- (60-)/- day deadline, payment of the Continuing Medical Education Reporting Period Late Fee will be required. The following programs may be reviewed by the board for CME credit]:

1. Educational programs, appropriate to the practice of podiatric medicine, presented by:

- A. A hospital accredited by the Joint Commission on Hospital Accreditation;
- B. American Medical Association (AMA); or
- C. American Osteopathic Association (AOA) or its equivalent.]

(A) Any courses not approved by the Council of Podiatric Medical Education of the American Podiatric Medical Association;

*[2.](B)* Meetings. Registered attendance at relevant podiatric medicine related professional meetings (international, national, regional, state, or local). CME credits may be granted for no more than four (4) hours per day for professional meeting attendance./.;

*[3.](C)* Presenting or speaking at a formal professional meeting in the area of podiatric medicine or a related field. CME credits may be granted at the rate of four (4) hours for each presentation. No CME credit based on the same presentation will be allowed for use in the subsequent two- (2-)/- year reporting period./.; **and**

*[4.](D)* Writing a paper published in a professional journal, writing an original chapter in a book or an edited book, or for editing or writing a book, in the area of podiatric medicine or a related field. Credits may be granted for the year of publication or presentation. CME credits may be granted at the rate of four (4) hours for each paper, eight (8) hours for each chapter in a book, ten (10) hours for editing a book, and fifteen (15) hours for the publication of a book. No CME credit based on the same materials will be allowed for use in the subsequent two- (2-)/- year reporting period.

*[(C)]* Licensees who attend the open session of the Missouri State Board of Podiatric Medicine's board meetings will receive one (1) hour of CME credit per meeting. To qualify, licensees must sign in at the beginning of the open meeting and sign out at the end of the open meeting.

*(D)* Licensees who give presentations in accordance with this rule will receive up to two (2) CME credit hours for each hour of the original presentation and an hour-for-hour credit for subsequent presentation of the same material for a total of up to six (6) hours per each two (2)-year reporting period for licensees who are required to obtain twenty-four (24) hours of CME credit, or a total of up to twelve (12) hours per each two (2)-year reporting period for licensees who are required to obtain fifty (50) hours of CME credit.

*(E)* Licensees who are required to obtain twenty-four (24) hours of CME credit in a two (2)-year reporting period may use up to six (6) hours of self-study CME credit in each reporting period, in accordance with this rule. Licensees who are required to obtain fifty (50) hours of CME credit in a two (2)-year reporting period may use up to twelve (12) hours of self-study CME credit in each reporting period, in accordance with this rule.]

*[(F)](7)* Licensees who are required to obtain twenty-four (24) hours of CME credit in a two- (2-)/- year reporting period may carry over up to six (6) CME credit hours earned in excess of the *[required]* twenty-four (24) hours to the next two- (2-)/- year reporting period. Licensees who are required to obtain fifty (50) hours of CME credit in a two- (2-)/- year reporting period may carry over up to twelve (12) CME credit hours earned in excess of the *[required]* fifty (50) hours to the next two- (2-)/- year reporting period.

*[(G)](8)* An applicant who has not satisfied the CME requirements in accordance with this rule shall *[be required to]* meet the CME requirements retroactively as well as pay the *[required]* Continuing Medical Education Reporting Period Late Fee.

*[(H)](9)* Exceptions to the provisions of this rule include the following:

*[1.](A)* Licensees who were in training at least a minimum of six (6) months during the CME reporting period at a residency program approved by the Council of Podiatric Medical Education of the American Podiatric Medical Association are exempt from obtaining the required CME hours for the continuing medical education reporting period *[that]* while the licensee was in the residency program. The residency program director must complete the form provided by the board, attesting that the applicant has attended an approved postgraduate clinical residency program for not less than six (6) months during the twenty-four (24)-month continuing medical education renewal reporting period. The certificate must indicate that the appli-

cant was in good standing and indicate the dates of attendance during the postgraduate clinical residency program. The licensee shall maintain this certificate in his/her records of CME attendance./.;

*[2.](B)* For the first renewal of a podiatrist's license, the board will consider the passing score of the national board (Part III) exam as satisfying twelve (12) hours of the required *[twenty-four (24)]* hours of CME *[as required by]* pursuant to this rule if the national board (Part III) exam was taken within the CME reporting period./.;

*[3.](C)* A licensee who has obtained American Podiatric Specialty Board certification or recertification during the reporting period shall be deemed to have obtained the required hours of CME. The licensee shall maintain documentation evidencing the certification or recertification./.;

*[4.](D)* A licensee who participated in a fellowship program in an approved teaching institution shall be deemed to have obtained the required hours of CME if at least sixty (60) days of the reporting period were spent in the fellowship and the fellowship is determined to be advanced training. The licensee shall maintain documentation from the fellowship program director verifying the number of days in the program and that the program is advanced training./.; **and**

*[5.](E)* Pursuant to section 41.946, RSMo and notwithstanding any other provision of law, any person licensed or certified to practice a trade or profession by the state of Missouri or any branch or agency thereof that requires an annual period of continuing education or training as a condition of continued or renewed licensing or certification, and who is or becomes a member of the National Guard or of any reserve component of the Armed Forces of the United States who is called to full-time active duty in the service of the United States under competent orders shall, during the period of full-time active duty, be exempt from any such requirement for continuing education or training without his/her status, license, certification or right to practice his/her trade, or profession being affected and shall not be required, upon returning from full-time active duty, to make up or retake any training or education for which s/he was exempt under the provisions of this section.

*[(I)](10)* A licensee who cannot complete the required hours of CME because of personal illness or other circumstances beyond the licensee's control, which the board deems to be sufficient to impose an insurmountable hardship may apply for an extension of time to complete the CME requirements. Any extension of time to complete the CME requirements will be granted solely at the discretion of the board. The licensee shall make a written application for extension of time prior to the February 28 deadline for completion of the CME requirement **and provide full and complete written documentation of the grounds supporting the reasons for which an extension is sought.** The application for extension shall be accompanied by the Continuing Medical Education Reporting Period Late Fee. *[The licensee shall provide full and complete written documentation of the grounds supporting the reasons for which an extension is sought.]*

*[1.](A)* Illness extensions may be granted only to a licensee who has suffered a personal illness or personal disability of a nature as to prevent him/her from engaging in the active practice of podiatry for at least a majority of the reporting period. At a minimum, the licensee shall provide the board with written documentation from the licensee's treating physician stating the nature of the illness or disability, the period of the illness or disability, any limitations on the licensee's activities that resulted from the illness or disability, documentation of the number of CME hours earned in the two- (2-)/- year reporting period, and a plan for completing the balance of the CME requirement.

*[2.](B)* The board, solely at its discretion, may grant an extension based on unforeseeable circumstances beyond the licensee's control that impose an insurmountable hardship precluding the licensee from obtaining the required CME. At a minimum, the licensee shall provide written documentation explaining specifically and in detail the nature of the circumstances, why the circumstances were unforeseeable and

beyond the licensee's control, the period during which the circumstances were in existence, documentation of the number of CME credits earned in the two- (2)-/- year reporting period, and the licensee's plan for completing the balance of the CME requirement.

*[3.](C)* An extension of time shall not be granted to any licensee who obtained an extension in the immediately preceding CME reporting period in which the licensee held an active license.

**(11) Every licensee shall maintain full and complete records of all approved CME hours earned for the two (2) previous reporting periods in addition to the current reporting period. The records shall document the titles of the courses taken, dates, locations, course sponsors, number of hours earned, and certificate of attendance or completion. The board may conduct an audit of licensees to verify compliance with the continuing education requirements. Licensees shall assist the board in its audits by providing timely and complete responses to the board's inquiries.**

**(12) A licensee whose license has lapsed in Missouri for fewer than six (6) months may renew that license by completing the appropriate forms and paying the applicable fees, including a late fee that increases for each thirty (30) days past the license expiration date.**

*[(8)](13)* Any application for biennial license renewal received by the board more than six (6) months after the renewal date shall be void and the applicant *[shall be required]* **will need** to make new application and pay the applicable fees in accordance with section 330.030, RSMo, which shall include successful completion of the Missouri Law Examination administered by the board.

*[(9)](14)* A Missouri licensed podiatrist has the ongoing obligation to keep the board informed if the licensee has been finally adjudicated or found guilty, or entered a plea of guilty or *nolo contendere*, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions, or duties of any profession licensed or regulated under Chapter 330, RSMo, for any offense an essential element of which is fraud, dishonesty, or an act of violence, or for any offense involving moral turpitude, whether or not sentence was imposed. The licensee shall provide this information to the board within thirty (30) days of being finally adjudicated or found guilty.

**AUTHORITY:** sections 330.010, 330.070 and 330.140, RSMo [2000] 2016. This rule originally filed as 4 CSR 230-2.030. Original rule filed Dec. 23, 1975, effective Jan. 2, 1976. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Aug. 8, 2019.

**PUBLIC COST:** This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

**PRIVATE COST:** This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

**NOTICE TO SUBMIT COMMENTS:** Anyone may file a statement in support of or in opposition to this proposed amendment with the Board of Podiatric Medicine, PO Box 1335, Jefferson City, MO 65102, by facsimile at 573-751-6301, or via email at [podiatry@pr.mo.gov](mailto:podiatry@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF COMMERCE AND INSURANCE**  
**Division 2270—Missouri Veterinary Medical Board**  
**Chapter 4—Minimum Standards**

**PROPOSED AMENDMENT**

**20 CSR 2270-4.050 Minimum Standards for Continuing Education for Veterinary Technicians.** The board is deleting sections (2) and (3), adding new sections (2) and (6)-(10), renumbering as necessary, and amending sections (1) and new (3).

**PURPOSE:** This amendment clarifies the requirements for continuing education.

(1) Each licensee shall certify by signature, under penalty of perjury that s/he has completed five (5) hours of continuing education units (CEUs) **per year**.

*[(2) At least three (3) hours of the five (5) hour per year requirement shall be obtained by—*

*(A) Attending a formal meeting; or*

*(B) Completion of audio or video recordings, electronic, computer or interactive materials or programs on scientific subjects prepared or sponsored by the Board or the American Association of Veterinary State Boards (AAVSB) or its successor—Registry of Approved Continuing Education (RACE). The licensee must obtain written certification of course completion from the sponsor.*

*(3) The other two (2) hours of the five (5) hour requirement may be fulfilled by—*

*(A) One (1) clock hour of consultation with another registered veterinary technician or licensed veterinarian other than the applicant's supervisor. This consultation shall be documented by reporting the name and profession of the person with whom the applicant consulted, the date, time and subject matter(s) discussed on the annual renewal registration application; and*

*(B) One (1) clock hour of reading from a professional journal. This reading shall be documented by reporting the name and publication date of the journal and the subject matter of the article(s) read on the annual renewal registration application.]*

**(2) The continuing education reporting period shall begin each year on December 1 and end November 30 of the following year. Continuing education hours earned after November 30 shall apply to the next reporting cycle. A renewal license will not be issued until all renewal requirements have been met.**

*[(4)](3)* A registered veterinary technician may accumulate the required five (5) hours of continuing education for up to two (2) years. For example, if a formal meeting included ten (10) hours of CEUs, the applicant could report five (5) hours the year the meeting was held and report the other five (5) hours the next year. Under no circumstances can CEU credits be carried over more than one (1) renewal year after being earned. **A licensee is not required to obtain any continuing education hours for the reporting period in which the licensee graduates from an accredited school of veterinary technology and is initially licensed to practice as a veterinary technician in Missouri.**

*[(5)](4)* Every licensee shall maintain full and complete records of all approved continuing education hours earned for the two (2) previous reporting periods in addition to the current reporting period. The records shall document the titles of the courses taken, dates, locations, course sponsors, number of hours earned, and certificate



of attendance or completion. The board may conduct an audit of licensees to verify compliance with the continuing education requirements. Licensees shall assist the board in its audits by providing timely and complete responses to the board's inquiries.

[(6)](5) Violation of any provision of this rule shall be grounds for discipline in accordance with section 340.264, RSMo.

(6) A continuing education hour includes, but is not limited to:

(A) Fifty (50) minutes of attendance at an approved workshop or seminar;

(B) Fifty (50) minutes of reading an approved journal;

(C) Twenty-five (25) minutes of presentation in an approved workshop or seminar. No credit shall be granted for any subsequent presentations on the same subject matter during the same renewal period; or

(D) Completion of academic course work for credit in veterinary medicine in an accredited college of veterinary technology with one (1) credit hour equaling ten (10) continuing education hours.

(7) At least three (3) hours of the five (5) hour per year requirement shall be obtained by—

(A) Attendance at an approved workshop or seminar; or

(B) Completion of audio or video recordings, electronic, computer or interactive materials, or programs on scientific subjects prepared or sponsored by the board or the American Association of Veterinary State Boards (AAVSB) or its successor—Registry of Approved Continuing Education (RACE). The licensee must obtain written certification of course completion from the sponsor.

(8) The other two (2) hours of the five (5) hour requirement may be fulfilled by—

(A) One (1) clock hour of consultation with another registered veterinary technician or licensed veterinarian other than the applicant's supervisor. This consultation shall be documented by reporting the name and profession of the person with whom the applicant consulted, the date, time, and subject matter(s) discussed on the annual renewal registration application; and

(B) One (1) clock hour of reading from a professional journal. This reading shall be documented by reporting the name and publication date of the journal and the subject matter of the article(s) read on the annual renewal registration application; and

(C) One (1) clock hour of audio or video recordings, electronic, computer or interactive materials or programs on non-scientific subjects relating to the practice of veterinary medicine such as communication skills, medical record keeping, stress management, or practice management. The licensee must obtain written certification of course completion from the sponsor.

(9) Workshops, seminars, and prepared materials on scientific and non-scientific subjects relating to veterinary medicine approved by or sponsored by the following organizations are approved:

(A) American Veterinary Medical Association;

(B) Specialty groups of the American Veterinary Medical Association;

(C) Regional meetings such as Central Veterinary Conference and Western Veterinary Conference;

(D) Any state or province veterinary medical association;

(E) Any local or regional veterinary medical association affiliated with a state veterinary medical association;

(F) The American Animal Hospital Association;

(G) American veterinary schools accredited by the American Veterinary Medical Association that are open to all licensees;

(H) Any state veterinary academy;

(I) American Association of Veterinary State Boards (AAVSB)

or its successor—Registry of Approved Continuing Education (RACE);

(J) Missouri State Veterinarian; and

(K) Other programs receiving prior approval from this board.

(10) With the exception of any of the previously mentioned educational organizations, any other regularly organized group of veterinarians or veterinary technicians that want to sponsor an educational program to meet the standards for license renewal in Missouri shall submit one (1) copy of the program schedule and outline to the board's executive director not fewer than thirty (30) days prior to the date of the program. The outline must include the program's subject matter, the number of hours required for its presentation and the identity and qualifications of the speakers and instructors. The board shall review the schedule and outline to determine if approval will be granted. The board will not consider requests for approval of any program submitted after it has already been presented.

[(7)](11) The board shall waive continuing education requirements as required by section 41.946, RSMo and otherwise may grant a waiver or an extension of time for continuing education requirements to a licensee for good cause. Any licensee seeking renewal of a license or certificate without having fully complied with these continuing education requirements who wishes to seek a waiver or extension of the requirements shall file with the board a renewal application, a statement setting forth the facts concerning the noncompliance, a request for waiver or extension of time in which to complete the continuing education requirements and, if desired, a request for an interview before the board. If the board finds from the statement or any other evidence submitted, that good cause has been shown for waiving the continuing education requirements, or any part thereof, or for granting an extension of time in which to obtain the required continuing education hours, the board shall waive part or all of the requirements for the renewal period for which the licensee has applied or grant an extension of time, not to exceed six (6) months, in which to obtain the required continuing education hours. At that time, the licensee will be requested to submit the required renewal fee.

[(8)](12) Any licensee who seeks to renew an inactive, retired or noncurrent registration shall submit proper evidence that s/he has obtained at least five (5) continuing education hours for each year that his/her registration was inactive, retired, or noncurrent. These required approved continuing education credits shall not exceed a total of twenty (20) hours. The required hours must have been obtained within three (3) years prior to renewal.

*AUTHORITY: sections 41.946, 340.210, 340.258, and 340.324, RSMo [2000] 2016. This rule originally filed as 4 CSR 270-4.050. Original rule filed Nov. 4, 1992, effective July 8, 1993. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 8, 2019.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Veterinary Medical Board, PO Box 633, Jefferson City, MO 65102, via facsimile at (573)526-3856, or via email at vets@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 20—DEPARTMENT OF COMMERCE AND  
INSURANCE  
Division 2270—Missouri Veterinary Medical Board  
Chapter 5—Veterinary Facilities Permits**

**PROPOSED AMENDMENT**

**20 CSR 2270-5.011 Permit Applications.** The board is amending the purpose statement, adding new section (4), and renumbering as needed.

*PURPOSE:* This amendment clarifies the responsibilities of the veterinarian in charge.

*PURPOSE:* This rule outlines the procedures required to secure a permit for all veterinary facilities **and defines the term veterinarian in charge.**

**(4) The veterinarian in charge of the veterinary establishment is responsible for:**

- (A) The operation and management of the veterinary facility;**
- (B) Regularly being on site which means being directly present at the facility on a routine basis;**
- (C) Maintaining the facility within the standards set forth by this chapter and Chapter 4—Minimum Standards; and**
- (D) The veterinarian in charge will be responsible for the supervision of all veterinary and veterinary technician personnel, to assure full compliance with the veterinary laws of Missouri.**

**[(4)](5)** The following documents must be on file for a permit application to be considered complete:

- (A) Completed application;**
- (B) Appropriate fee;**
- (C) Completed self-inspection form; and**
- (D) If a business entity owns the facility, a copy of the articles of incorporation, partnership agreement or business organization documents that clearly state that the licensed veterinarian is not subject to the direction of anyone not licensed to practice veterinary medicine in Missouri in making veterinary medical decisions or judgments.**

**[(5)](6)** Upon receipt of a completed application, the facility permit may be issued. The permit shall be conspicuously displayed within the facility.

**[(6)](7)** If ownership of a veterinary facility changes, the veterinarian in charge to whom the permit was originally issued is responsible for notifying the board and returning the permit within thirty (30) days of the change in ownership. The veterinarian in charge must apply for a new permit and submit all applicable fees prior to performing any veterinary services in the facility.

**[(7)](8)** If the name of a veterinary facility changes, the veterinarian in charge is responsible for notifying the board and returning the permit within thirty (30) days of the name change. The veterinarian in charge must apply for a new permit and submit all applicable fees prior to doing business under the new name.

**[(8)](9)** If the physical location of a veterinary facility changes, the veterinarian in charge is responsible for notifying the board and returning the permit within thirty (30) days of the location change. The veterinarian in charge must complete a facility permit and self-inspection form with the new location information.

**[(9)](10)** If a change of ownership, location, name and/or function has occurred, the veterinarian in charge must apply for a new permit and submit all applicable fees prior to performing any veterinary services in the facility.

*AUTHORITY:* sections 340.210 and 340.226, RSMo [2000] **2016.** This rule originally filed as 4 CSR 270-5.011. Original rule filed Nov. 4, 1992, effective July 8, 1993. Amended: Filed April 14, 1994, effective Sept. 30, 1994. Amended: Filed April 13, 2001, effective Oct. 30, 2001. Moved to 20 CSR 2270-5.011, effective Aug. 28, 2006. Amended: Filed Aug. 8, 2019.

*PUBLIC COST:* This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

*PRIVATE COST:* This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS:* Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Veterinary Medical Board, PO Box 633, Jefferson City, MO 65102, via facsimile at (573)526-3856, or via email at [vets@pr.mo.gov](mailto:vets@pr.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**T**his section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order of rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted which has been changed from that contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

**T**he agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety-(90-) day period during which an agency shall file its Order of Rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the Proposed Rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 90—Weights, Measures and Consumer  
Protection  
Chapter 10—Liquefied Petroleum Gases**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Propane Safety Commission under section 323.020, RSMo 2016, the commission amends a rule as follows:

**2 CSR 90-10.012 Registration—Training is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2019 (44 MoReg 1133). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 90—Weights, Measures and Consumer  
Protection  
Chapter 10—Liquefied Petroleum Gases**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Propane Safety Commission under section 323.020, RSMo 2016, the commission adopts a rule as

follows:

**2 CSR 90-10.130 is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on April 15, 2019 (44 MoReg 1133-1134). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Propane Safety Commission received one (1) comment on the proposed rulemaking.

COMMENT #1: After further review the commission decided to make changes to the wording of this rulemaking regarding when a petition can be made.

RESPONSE AND EXPLANATION OF CHANGE: Section (1) will be changed to allow petitions be filed prior to a noticed meeting, rather than requiring a petition be filed twenty-four (24) hours in advance.

**2 CSR 90-10.130 Addressing Commission**

(1) All persons wishing to address the commission about an agenda item at an open meeting must file a petition to appear prior to the noticed meeting. This petition shall state the name of the person who wishes to address the commission and a summary of the material to be presented. No person interested in a case, matter, or application pending before the commission shall improperly attempt to influence the judgment of the commission by undertaking, directly or indirectly, to pressure or influence the commission, with regard to the case, matter, or application.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 90—Weights, Measures and Consumer  
Protection  
Chapter 10—Liquefied Petroleum Gases**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Propane Safety Commission under section 323.020, RSMo 2016, the commission adopts a rule as follows:

**2 CSR 90-10.140 Informal Hearing is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on April 15, 2019 (44 MoReg 1134). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 90—Weights, Measures and Consumer  
Protection  
Chapter 10—Liquefied Petroleum Gases**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Propane Safety Commission under section 323.020, RSMo 2016, the commission adopts a rule as

follows:

**2 CSR 90-10.145 Formal Hearings is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on April 15, 2019 (44 MoReg 1134). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 90—Weights, Measures and Consumer  
Protection  
Chapter 10—Liquefied Petroleum Gases**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Propane Safety Commission under section 323.020, RSMo 2016, the commission adopts a rule as follows:

**2 CSR 90-10.150 is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on April 15, 2019 (44 MoReg 1134-1135). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Propane Safety Commission received one (1) comment on the proposed rulemaking.

COMMENT #1: After further review the commission decided to delete section (5).

RESPONSE AND EXPLANATION OF CHANGE: Section (5) will be deleted as it conflicted with the requirement in section (2).

**2 CSR 90-10.150 Hearing Officer**

*PUBLISHER NOTE: Section (5) will not be printed as it is being deleted.*

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 90—Weights, Measures and Consumer  
Protection  
Chapter 10—Liquefied Petroleum Gases**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Propane Safety Commission under section 323.020, RSMo 2016, the commission adopts a rule as follows:

**2 CSR 90-10.155 is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on April 15, 2019 (44 MoReg 1135). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Propane Safety Commission received one (1) comment on the proposed rulemaking.

COMMENT #1: After further review the commission decided to

change the wording in subsections (2)(B) and (C).

RESPONSE AND EXPLANATION OF CHANGE: Subsection (2)(B) is changed to allow requests to the commission and not specifically to the director. Subsection (2)(C) is changed to consider the documents filed on the date received instead of the date mailed.

**2 CSR 90-10.155 Requests for Hearings**

(2) A request for hearing must be submitted within thirty (30) days from the date of mailing by the commission of the decision or issue about which the respondent requests a hearing.

(B) All requests for hearings must be submitted to the commission at the commission's office in Jefferson City.

(C) Documents or papers shall be considered filed on the date received to the commission.

(D) The hearing officer may deny a request for hearing if the statement of reasons and facts submitted by the respondent do not establish a *prima facie* case. Amendments to the respondent's request for hearing shall be freely given when justice so requires.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 90—Weights, Measures and Consumer  
Protection  
Chapter 10—Liquefied Petroleum Gases**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Propane Safety Commission under section 323.020, RSMo 2016, the commission adopts a rule as follows:

**2 CSR 90-10.160 Appearances is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on April 15, 2019 (44 MoReg 1135-1136). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 90—Weights, Measures and Consumer  
Protection  
Chapter 10—Liquefied Petroleum Gases**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Propane Safety Commission under section 323.020, RSMo 2016, the commission adopts a rule as follows:

**2 CSR 90-10.165 Disciplinary Action is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on April 15, 2019 (44 MoReg 1136). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 90—Weights, Measures and Consumer  
Protection  
Chapter 10—Liquefied Petroleum Gases**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Propane Safety Commission under section 323.020, RSMo 2016, the commission adopts a rule as follows:

**2 CSR 90-10.170 Proceedings is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on April 15, 2019 (44 MoReg 1136-1137). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 90—Weights, Measures and Consumer  
Protection  
Chapter 10—Liquefied Petroleum Gases**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Propane Safety Commission under section 323.020, RSMo 2016, the commission adopts a rule as follows:

**2 CSR 90-10.175 Settlements is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on April 15, 2019 (44 MoReg 1137). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 90—Weights, Measures and Consumer  
Protection  
Chapter 10—Liquefied Petroleum Gases**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Propane Safety Commission under section 323.020, RSMo 2016, the commission adopts a rule as follows:

**2 CSR 90-10.180 Contents of the Record, Commission Order and Applications for Rehearing is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on April 15, 2019 (44 MoReg 1137). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 6—DEPARTMENT OF HIGHER EDUCATION  
Division 10—Commissioner of Higher Education  
Chapter 14—Limit on Tuition Increases**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Department of Higher Education under section 173.1000, RSMo 2016, and section 173.1003, RSMo Supp. 2018, the commissioner adopts a rule as follows:

**6 CSR 10-14.010 Limit on Tuition Increases is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on June 3, 2019 (44 MoReg 1502-1505). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 13—DEPARTMENT OF SOCIAL SERVICES  
Division 40—Family Support Division  
Chapter 110—Fees**

**ORDER OF RULEMAKING**

By the authority vested in the Department of Social Services, Family Support Division, under sections 454.400.2(5) and 660.017, RSMo 2016, the division amends a rule as follows:

**13 CSR 40-110.030 Annual Thirty-Five Dollar (\$35) Fee is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 15, 2019 (44 MoReg 1384-1387). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF COMMERCE AND  
INSURANCE  
Division 500—Property and Casualty  
Chapter 6—Workers' Compensation and Employers'  
Liability**

**ORDER OF RULEMAKING**

By the authority vested in the Director of the Department of Commerce and Insurance under section 374.045, RSMo 2016, the director amends a rule as follows:

**20 CSR 500-6.100 Policy and Endorsement Forms is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2019 (44 MoReg 1162-1163). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**T**his section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs, and other items required to be published in the *Missouri Register* by law.

**Title 19—DEPARTMENT OF HEALTH AND  
SENIOR SERVICES  
Division 60—Missouri Health Facilities Review  
Committee  
Chapter 50—Certificate of Need Program**

**NOTIFICATION OF REVIEW:  
APPLICATION REVIEW SCHEDULE**

The Missouri Health Facilities Review Committee has initiated review of the CON applications listed below. A decision is tentatively scheduled for November 4, 2019. These applications are available for public inspection at the address shown below.

**Date Filed**

**Project Number:** Project Name  
City (County)  
Cost, Description

**8/21/2019**

**#5700 RS:** Newbridge Retirement Center  
Cape Girardeau (Cape Girardeau County)  
\$15,504,673, Establish a 94-bed ALF

**8/22/2019**

**#5714 RS:** Homestead at Hickory View Retirement Community  
Washington (Franklin County)  
\$2,643,492, Establish a 36-bed ALF

**#5705 RS:** Mari de Villa (ALF)  
Town and Country (St. Louis County)  
\$3,998,750, Establish a 20-bed ALF

**#5706 NS:** Mari de Villa (SNF)  
Town and Country (St. Louis County)  
\$1,403,750, Add 19 SNF beds

**8/23/2019**

**#5717 RS:** Springhouse Village  
Rogersville (Greene County)  
\$2,125,550, Add 20 ALF beds

**#5719 HS:** Heartland Regional Medical Center  
St. Joseph (Buchanan County)  
\$1,146,085, Replace cardiac catheterization lab

**#5716 HS:** Barnes-Jewish Hospital  
St. Louis (St. Louis City)  
\$2,008,000, Add an additional robotic surgery system

**#5715 HS:** St. Luke's Hospital  
Chesterfield (St. Louis County)  
\$2,461,053, Replace magnetic resonance imaging unit

Any person wishing to request a public hearing for the purpose of commenting on these applications must submit a written request to this effect, which must be received by September 25, 2019. All written requests and comments should be sent to—

Chairman  
Missouri Health Facilities Review Committee  
c/o Certificate of Need Program  
3418 Knipp Drive, Suite F  
PO Box 570  
Jefferson City, MO 65102  
For additional information contact Alison Dorge at  
alison.dorge@health.mo.gov.

**T**he Secretary of State is required by sections 347.141 and 359.481, RSMo 2016, to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript by email to [adrules.dissolutions@sos.mo.gov](mailto:adrules.dissolutions@sos.mo.gov).

**Notice of Dissolution  
to All Creditors of and  
Claimants Against Enterprise Real Estate Properties, LLC**

On July 25, 2019, Enterprise Real Estate Properties, LLC filed its Articles of Termination with the Missouri Secretary of State. The dissolution was effective on July 25, 2019. You are hereby notified that if you believe you have a claim against said Company, you must submit a summary in writing of the circumstances surrounding your claim to the Company at Enterprise Real Estate Properties, LLC, c/o M.A. Nigro and Associates, 221 East Gregory Boulevard, Suite D, Kansas City, Missouri 64114.

The summary of your claim must include the following information:

1. The name, address and telephone number of the claimant.
2. The amount of the claim.
3. The date on which the claim is based occurred.
4. A brief description of the nature of the debt or the basis for the claim.

All claims against said Company will be barred unless the proceeding to enforce the claim is commenced within three (3) years after publication of this notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY TO ALL  
CREDITORS OF AND CLAIMANTS AGAINST CANAM MEDICAL LLC**

On May 6, 2019, CANAM Medical LLC, a Missouri Limited Liability Company, filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. The Notice was effective on May 6, 2019.

All persons and organizations with claims against the Company must submit a written summary of any claim against the Company to CANAM Medical LLC, 132 W. Monroe Avenue, Kirkwood, Missouri, 63122. The summary of your claim must include the following information:

1. The name, address, and telephone number of the claimant;
2. The amount of the claim;
3. The date on which the event on which the claim is based occurred;
4. A brief description of the nature of the debt or the basis for the claim; and
5. Documentation in support of the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**NOTICE OF LIMITED LIABILITY COMPANY TERMINATION TO ALL  
CREDITORS OF AND CLAIMANTS AGAINST  
McELYEA, CARPENTER & WELCH LLC**

On June 26, 2019, McElyea, Carpenter & Welch LLC, a Missouri Limited Liability Company, (the "Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. Termination was effective on July 29, 2019.

All claims against the Company should be directed to the Company at P.O. Box 559, Camdenton, MO 65020.

All claims must include: (1) the name, address and telephone number of the claimant; (2) the amount of the claim; (3) the basis for the claim; and (4) documentation of the claim. All claims against McElyea, Carpenter & Welch, LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**Notice of Corporate Dissolution  
To All Creditors of and  
Claimants Against  
FAMILY PLANNING CLINIC OF FRANKLIN COUNTY, INC.**

On August 12, 2019, FAMILY PLANNING CLINIC OF FRANKLIN COUNTY, INC., a Missouri nonprofit corporation, filed its Articles of Dissolution with the Missouri Secretary of State. Dissolution was effective on August 31, 2019.

Said nonprofit corporation requests that all persons and organizations who have claims against it present them immediately by letter to the corporation at:

FAMILY PLANNING CLINIC OF FRANKLIN COUNTY, INC.  
Attn: Ms. Brenda Moran, Project Director  
920 St. Clair Plaza Dr., #L  
St. Clair, MO 63077

or

P. Douglas Whitlock, Esq.  
Sandberg Phoenix & von Gontard P.C.  
600 Washington Avenue, 15<sup>th</sup> Floor  
St. Louis, MO 63101

All claims must include the name and address of the claimant; the amount claimed; the basis for the claim; and the date(s) on which the event(s) on which the claim is based occurred.

NOTICE: Because of the dissolution of FAMILY PLANNING CLINIC OF FRANKLIN COUNTY, INC., any claims against it will be barred unless a proceeding to enforce the claim is commenced within two years after the publication date of the notices authorized by statute, whichever is published last.



Notice of Dissolution of  
Limited Liability Company  
To All Creditors of and  
Claimants Against  
SMART AGENT LIFE LLC

On August 1, 2019, SMART AGENT LIFE LLC, a Missouri LLC (the "Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date. Claims against the Company shall be mailed to Denker Law Firm LLC, 229 SE Douglas, Ste 210, Lee's Summit, MO 64063. Claims must include: the name, address and phone number of the claimant; the amount being claimed; the date on which the claim arose; the basis for the claim; and all documentation to support the claim. All claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three years after the last publication of the notice.

**NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS  
AGAINST STE. GEN. PHARMACY, INC.**

On May 8, 2019, Ste. Gen. Pharmacy, Inc. filed its articles of dissolution with the Missouri Secretary of State. The dissolution was effective on May 8, 2019.

You are hereby notified that if you believe you have a claim against Ste. Gen. Pharmacy, Inc., you must submit in writing of the circumstances surrounding your claim to Ste. Gen. Pharmacy, Inc. at 132 W. Monroe Avenue, Kirkwood, Missouri 63122. The summary of your claim must include the following information:

1. The name, address, and telephone number of the claimant;
2. The amount of the claim;
3. The date on which the event on which the claim is based occurred;
4. A brief description of the nature of the debt or the basis for the claim; and
5. Documentation in support of the claim.

All claims against the Corporation will be barred unless the proceeding to enforce the claim is commenced within two (2) years after the publication of this notice.

NOTICE OF WINDING UP  
TO ALL CREDITORS OF AND CLAIMANTS AGAINST  
Hartwig – Maysville Property, LLC

On July 10, 2019, Hartwig – Maysville Property, LLC, a Missouri limited liability company, filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. Hartwig – Maysville Property, LLC requests that all persons and organizations who have claims against it present them immediately by letter to Hartwig – Maysville Property, LLC, c/o CARLSON & ASSOCIATES LC, 1901 W. 47th Place, Suite 200, Westwood, KS 66205.

All claims must include the following information: (a) name and address of the claimant, (b) the amount claimed, (c) date on which the claim arose, (d) basis for the claim and documentation thereof, and (e) whether or not the claim was secured and, if so, the collateral used as security.

All claims against Hartwig – Maysville Property, LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the date of publication of this notice.

NOTICE OF WINDING UP  
TO ALL CREDITORS OF AND CLAIMANTS AGAINST  
WAYWARD FARMS, L.C.

On July 10, 2019, WAYWARD FARMS, L.C., a Missouri limited liability company, filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. WAYWARD FARMS, L.C. requests that all persons and organizations who have claims against it present them immediately by letter to WAYWARD FARMS, L.C., c/o CARLSON & ASSOCIATES LC, 1901 W. 47th Place, Suite 200, Westwood, KS 66205.

All claims must include the following information: (a) name and address of the claimant, (b) the amount claimed, (c) date on which the claim arose, (d) basis for the claim and documentation thereof, and (e) whether or not the claim was secured and, if so, the collateral used as security.

All claims against WAYWARD FARMS, L.C. will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the date of publication of this notice.

## Rule Changes Since Update to Code of State Regulations

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*, citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year—43 (2018) and 44 (2019). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RAN indicates a rule action notice, RUC indicates a rule under consideration, and F indicates future effective date.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
<b>OFFICE OF ADMINISTRATION</b>					
1 CSR 10	State Officials' Salary Compensation Schedule				43 MoReg 3648
1 CSR 10-5.010	Commissioner of Administration		43 MoReg 3208	44 MoReg 1184	
1 CSR 10-10.010	Commissioner of Administration		44 MoReg 673R	44 MoReg 1939R	
1 CSR 20-5.010	Personnel Advisory Board and Division of Personnel		44 MoReg 673	44 MoReg 1939	
1 CSR 20-5.015	Personnel Advisory Board and Division of Personnel		44 MoReg 675R	44 MoReg 1939R	
1 CSR 20-5.020	Personnel Advisory Board and Division of Personnel		44 MoReg 675	44 MoReg 1939	
1 CSR 20-5.025	Personnel Advisory Board and Division of Personnel		44 MoReg 676	44 MoReg 1940	
1 CSR 50-2.040	Missouri Ethics Commission		This Issue		
1 CSR 50-2.070	Missouri Ethics Commission		This Issue		
1 CSR 50-5.010	Missouri Ethics Commission	This Issue	This Issue		
1 CSR 50-5.020	Missouri Ethics Commission	This Issue	This Issue		
<b>DEPARTMENT OF AGRICULTURE</b>					
2 CSR 30-2.020	Animal Health		44 MoReg 2087		
2 CSR 30-10.010	Animal Health	44 MoReg 2275	44 MoReg 2283		
2 CSR 70-40.005	Plant Industries		This IssueR		
2 CSR 70-40.015	Plant Industries		This IssueR		
2 CSR 70-40.016	Plant Industries		This IssueR		
2 CSR 70-40.017	Plant Industries		This IssueR		
2 CSR 70-40.025	Plant Industries		This IssueR		
2 CSR 70-40.040	Plant Industries		This IssueR		
2 CSR 70-40.050	Plant Industries		This IssueR		
2 CSR 70-40.055	Plant Industries		This IssueR		
2 CSR 80-5.010	State Milk Board		44 MoReg 1022	44 MoReg 2129	
2 CSR 90	Weights, Measures and Consumer Protection				44 MoReg 2148
2 CSR 90-10.001	Weights, Measures and Consumer Protection		44 MoReg 2240		
2 CSR 90-10.012	Weights, Measures and Consumer Protection		44 MoReg 1133	This Issue	
2 CSR 90-10.019	Weights, Measures and Consumer Protection		44 MoReg 2240		
2 CSR 90-10.130	Weights, Measures and Consumer Protection		44 MoReg 1133	This Issue	
2 CSR 90-10.140	Weights, Measures and Consumer Protection		44 MoReg 1134	This Issue	
2 CSR 90-10.145	Weights, Measures and Consumer Protection		44 MoReg 1134	This Issue	
2 CSR 90-10.150	Weights, Measures and Consumer Protection		44 MoReg 1134	This Issue	
2 CSR 90-10.155	Weights, Measures and Consumer Protection		44 MoReg 1135	This Issue	
2 CSR 90-10.160	Weights, Measures and Consumer Protection		44 MoReg 1135	This Issue	
2 CSR 90-10.165	Weights, Measures and Consumer Protection		44 MoReg 1136	This Issue	
2 CSR 90-10.170	Weights, Measures and Consumer Protection		44 MoReg 1136	This Issue	
2 CSR 90-10.175	Weights, Measures and Consumer Protection		44 MoReg 1137	This Issue	
2 CSR 90-10.180	Weights, Measures and Consumer Protection		44 MoReg 1137	This Issue	
2 CSR 90-38.010	Weights, Measures and Consumer Protection		43 MoReg 2012R		
2 CSR 90-38.020	Weights, Measures and Consumer Protection		43 MoReg 2012R		
2 CSR 90-38.030	Weights, Measures and Consumer Protection		43 MoReg 2012R		
2 CSR 90-38.040	Weights, Measures and Consumer Protection		43 MoReg 2013R		
2 CSR 90-38.050	Weights, Measures and Consumer Protection		43 MoReg 2013R		
<b>DEPARTMENT OF CONSERVATION</b>					
3 CSR 10-4.135	Conservation Commission		44 MoReg 1832		
3 CSR 10-4.136	Conservation Commission		44 MoReg 2087		
3 CSR 10-4.137	Conservation Commission		44 MoReg 2088		
3 CSR 10-4.140	Conservation Commission		44 MoReg 2088		
3 CSR 10-4.145	Conservation Commission		44 MoReg 2088		
3 CSR 10-4.200	Conservation Commission		44 MoReg 1833		
3 CSR 10-5.205	Conservation Commission		44 MoReg 2089		
3 CSR 10-5.215	Conservation Commission		44 MoReg 2090		
3 CSR 10-5.225	Conservation Commission		44 MoReg 2091		
3 CSR 10-5.250	Conservation Commission		44 MoReg 1833		
3 CSR 10-5.300	Conservation Commission		44 MoReg 2091		
3 CSR 10-5.310	Conservation Commission		44 MoReg 2091		
3 CSR 10-5.320	Conservation Commission		44 MoReg 2092		
3 CSR 10-5.330	Conservation Commission		44 MoReg 2092		
3 CSR 10-5.331	Conservation Commission		44 MoReg 2092		
3 CSR 10-5.345	Conservation Commission		44 MoReg 2092		
3 CSR 10-5.430	Conservation Commission		44 MoReg 1835		
3 CSR 10-5.440	Conservation Commission		44 MoReg 1837		
3 CSR 10-5.445	Conservation Commission		44 MoReg 1839		
3 CSR 10-5.540	Conservation Commission		44 MoReg 1841		
3 CSR 10-5.545	Conservation Commission		44 MoReg 1843		
3 CSR 10-5.551	Conservation Commission		44 MoReg 1845		
3 CSR 10-5.552	Conservation Commission		44 MoReg 1847		
3 CSR 10-5.559	Conservation Commission		44 MoReg 1847		
3 CSR 10-5.560	Conservation Commission		44 MoReg 1849		
3 CSR 10-5.565	Conservation Commission		44 MoReg 1851		
3 CSR 10-5.567	Conservation Commission		44 MoReg 1853		
3 CSR 10-5.570	Conservation Commission		44 MoReg 1855		
3 CSR 10-5.576	Conservation Commission		44 MoReg 1857		44 MoReg 2037
3 CSR 10-5.579	Conservation Commission		44 MoReg 1859		44 MoReg 2040

Rule Number	Agency	Emergency	Proposed	Order	In Addition
3 CSR 10-5.580	Conservation Commission		44 MoReg 1861		44 MoReg 2043
3 CSR 10-5.700	Conservation Commission		44 MoReg 2093		
3 CSR 10-5.705	Conservation Commission		44 MoReg 2096		
3 CSR 10-7.433	Conservation Commission		N.A.	44 MoReg 1940	
3 CSR 10-7.434	Conservation Commission		N.A.	44 MoReg 1940	
			44 MoReg 1995		
3 CSR 10-7.435	Conservation Commission		N.A.	44 MoReg 1941	
3 CSR 10-7.437	Conservation Commission		N.A.	44 MoReg 1941	
3 CSR 10-7.450	Conservation Commission		44 MoReg 2099		
3 CSR 10-7.455	Conservation Commission		44 MoReg 1998		44 MoReg 445
3 CSR 10-7.600	Conservation Commission		N.A.	44 MoReg 1941	
3 CSR 10-7.700	Conservation Commission		44 MoReg 2099		
3 CSR 10-7.705	Conservation Commission		44 MoReg 2103		
3 CSR 10-7.710	Conservation Commission		44 MoReg 2103		
3 CSR 10-7.715	Conservation Commission		44 MoReg 2104		
3 CSR 10-9.625	Conservation Commission		44 MoReg 2104		
3 CSR 10-10.744	Conservation Commission		44 MoReg 1863		
3 CSR 10-10.767	Conservation Commission		44 MoReg 1865		
3 CSR 10-10.768	Conservation Commission		44 MoReg 2104		
3 CSR 10-II.145	Conservation Commission		44 MoReg 2105		
3 CSR 10-II.190	Conservation Commission		44 MoReg 2105		
3 CSR 10-20.805	Conservation Commission		44 MoReg 1867		
<b>DEPARTMENT OF ECONOMIC DEVELOPMENT</b>					
4 CSR 85-5.010	Division of Business and Community Services	44 MoReg 1229	44 MoReg 1248		
4 CSR 85-5.020	Division of Business and Community Services	44 MoReg 1230	44 MoReg 1249		
4 CSR 85-5.030	Division of Business and Community Services	44 MoReg 1232	44 MoReg 1251		
4 CSR 85-5.040	Division of Business and Community Services	44 MoReg 1233	44 MoReg 1252		
4 CSR 85-5.050	Division of Business and Community Services	44 MoReg 1233	44 MoReg 1252		
4 CSR 85-5.060	Division of Business and Community Services	44 MoReg 1234	44 MoReg 1253		
4 CSR 85-5.070	Division of Business and Community Services	44 MoReg 1234	44 MoReg 1253		
4 CSR 85-5.080	Division of Business and Community Services	44 MoReg 1235	44 MoReg 1253		
4 CSR 85-5.090	Division of Business and Community Services	44 MoReg 1235	44 MoReg 1254		
4 CSR 85-5.100	Division of Business and Community Services	44 MoReg 1236	44 MoReg 1254		
4 CSR 85-5.110	Division of Business and Community Services	44 MoReg 1237	44 MoReg 1255		
4 CSR 240-2	Public Service Commission (Changed to 20 CSR 4240-2)				44 MoReg 2322
4 CSR 240-3	Public Service Commission (Changed to 20 CSR 4240-3)				44 MoReg 2322
4 CSR 240-4	Public Service Commission (Changed to 20 CSR 4240-4)				44 MoReg 2323
4 CSR 240-10	Public Service Commission (Changed to 20 CSR 4240-10)				44 MoReg 2323
4 CSR 240-13	Public Service Commission (Changed to 20 CSR 4240-13)				44 MoReg 2323
4 CSR 240-14	Public Service Commission (Changed to 20 CSR 4240-14)				44 MoReg 2323
4 CSR 240-18	Public Service Commission (Changed to 20 CSR 4240-18)				44 MoReg 2323
4 CSR 240-20	Public Service Commission (Changed to 20 CSR 4240-20)				44 MoReg 2323
4 CSR 240-20.100	Public Service Commission (Changed to 20 CSR 4240-20.100)		44 MoReg 1024	44 MoReg 2319	
4 CSR 240-22	Public Service Commission (Changed to 20 CSR 4240-22)				44 MoReg 2323
4 CSR 240-23	Public Service Commission (Changed to 20 CSR 4240-23)				44 MoReg 2323
4 CSR 240-28	Public Service Commission (Changed to 20 CSR 4240-28)				44 MoReg 2324
4 CSR 240-29	Public Service Commission (Changed to 20 CSR 4240-29)				44 MoReg 2324
4 CSR 240-31	Public Service Commission (Changed to 20 CSR 4240-31)				44 MoReg 2324
4 CSR 240-34	Public Service Commission (Changed to 20 CSR 4240-34)				44 MoReg 2324
4 CSR 240-36	Public Service Commission (Changed to 20 CSR 4240-36)				44 MoReg 2324
4 CSR 240-40	Public Service Commission (Changed to 20 CSR 4240-40)				44 MoReg 2324
4 CSR 240-50	Public Service Commission (Changed to 20 CSR 4240-50)				44 MoReg 2324
4 CSR 240-60	Public Service Commission (Changed to 20 CSR 4240-60)				44 MoReg 2324
4 CSR 240-61	Public Service Commission (Changed to 20 CSR 4240-61)				44 MoReg 2324
4 CSR 240-80	Public Service Commission (Changed to 20 CSR 4240-80)				44 MoReg 2325
4 CSR 240-120	Public Service Commission (Changed to 20 CSR 4240-120)				44 MoReg 2325
4 CSR 240-123	Public Service Commission (Changed to 20 CSR 4240-123)				44 MoReg 2325
4 CSR 240-124	Public Service Commission (Changed to 20 CSR 4240-124)				44 MoReg 2325
4 CSR 240-125	Public Service Commission (Changed to 20 CSR 4240-125)				44 MoReg 2325
4 CSR 240-126	Public Service Commission (Changed to 20 CSR 4240-126)				44 MoReg 2325
4 CSR 240-127	Public Service Commission (Changed to 20 CSR 4240-127)				44 MoReg 2325
4 CSR 340-2	Division of Energy				44 MoReg 1758
<b>DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION</b>					
5 CSR 20-100.190	Division of Learning Services		43 MoReg 3780	44 MoReg 1392	

Rule Number	Agency	Emergency	Proposed	Order	In Addition
5 CSR 20-100.230	Division of Learning Services		44 MoReg 678	44 MoReg 1942	
5 CSR 20-100.295	Division of Learning Services		44 MoReg 2105		
5 CSR 20-100.330	Division of Learning Services				44 MoReg 2325
5 CSR 20-400.180	Division of Learning Services		44 MoReg 2000		
5 CSR 20-400.220	Division of Learning Services		44 MoReg 1665		
5 CSR 20-400.250	Division of Learning Services		44 MoReg 774R	44 MoReg 1943R	
5 CSR 20-400.280	Division of Learning Services		44 MoReg 774R	44 MoReg 1943R	
5 CSR 20-400.540	Division of Learning Services		44 MoReg 679	44 MoReg 1943	
5 CSR 20-400.610	Division of Learning Services		44 MoReg 2002		
5 CSR 20-600.110	Division of Learning Services ( <i>Changed to 5 CSR 20-100.330</i> )		44 MoReg 79	44 MoReg 1333	
5 CSR 20-600.120	Division of Learning Services ( <i>Changed to 5 CSR 20-100.300</i> )				43 MoReg 365I
5 CSR 20-600.130	Division of Learning Services ( <i>Changed to 5 CSR 20-100.310</i> )				43 MoReg 365I
5 CSR 20-600.140	Division of Learning Services ( <i>Changed to 5 CSR 20-100.320</i> )				43 MoReg 365I
5 CSR 100-200.035	Missouri Commission for the Deaf and Hard of Hearing		44 MoReg 2115		
5 CSR 100-200.047	Missouri Commission for the Deaf and Hard of Hearing		44 MoReg 2115		
5 CSR 100-200.050	Missouri Commission for the Deaf and Hard of Hearing		44 MoReg 2115		
5 CSR 100-200.070	Missouri Commission for the Deaf and Hard of Hearing		44 MoReg 2116		
5 CSR 100-200.095	Missouri Commission for the Deaf and Hard of Hearing		44 MoReg 2116		
5 CSR 100-200.125	Missouri Commission for the Deaf and Hard of Hearing		44 MoReg 2116		
5 CSR 100-200.130	Missouri Commission for the Deaf and Hard of Hearing		44 MoReg 2117		
5 CSR 100-200.150	Missouri Commission for the Deaf and Hard of Hearing		44 MoReg 2117		
5 CSR 100-200.170	Missouri Commission for the Deaf and Hard of Hearing		44 MoReg 2118		
<b>DEPARTMENT OF HIGHER EDUCATION</b>					
6 CSR 10-3.020	Commissioner of Higher Education		44 MoReg 2283		
6 CSR 10-14.010	Commissioner of Higher Education		44 MoReg 1502	This Issue	
6 CSR 250-10.030	University of Missouri		This Issue		
<b>DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS</b>					
8 CSR 20-2.010	Labor and Industrial Relations Commission		44 MoReg 1377	44 MoReg 2308	
8 CSR 20-3.010	Labor and Industrial Relations Commission		44 MoReg 1378	44 MoReg 2308	
8 CSR 20-3.030	Labor and Industrial Relations Commission		44 MoReg 1380	44 MoReg 2308	
8 CSR 20-3.060	Labor and Industrial Relations Commission		44 MoReg 1381	44 MoReg 2308	
8 CSR 20-4.010	Labor and Industrial Relations Commission		44 MoReg 1382	44 MoReg 2309	
8 CSR 20-5.010	Labor and Industrial Relations Commission		This Issue		
8 CSR 20-8.010	Labor and Industrial Relations Commission		44 MoReg 1383	44 MoReg 2309	
<b>DEPARTMENT OF MENTAL HEALTH</b>					
9 CSR 10-5.190	Director, Department of Mental Health		44 MoReg 779	44 MoReg 1943	
9 CSR 10-7.060	Director, Department of Mental Health		This Issue		
9 CSR 30-3.160	Certification Standards		44 MoReg 1255	44 MoReg 2309	
9 CSR 30-3.230	Certification Standards		44 MoReg 781	44 MoReg 1944	
9 CSR 30-4.005	Certification Standards ( <i>Changed from 9 CSR 30-4.042</i> )		44 MoReg 1516		
9 CSR 30-4.010	Certification Standards		44 MoReg 1505R		
9 CSR 30-4.020	Certification Standards		44 MoReg 1505R		
9 CSR 30-4.030	Certification Standards		44 MoReg 1505R		
9 CSR 30-4.031	Certification Standards		44 MoReg 1506R		
9 CSR 30-4.032	Certification Standards		44 MoReg 1506		
9 CSR 30-4.033	Certification Standards		44 MoReg 1507R		
9 CSR 30-4.034	Certification Standards		44 MoReg 1507		
9 CSR 30-4.035	Certification Standards		44 MoReg 1510		
9 CSR 30-4.038	Certification Standards		44 MoReg 1515R		
9 CSR 30-4.039	Certification Standards		44 MoReg 1515R		
9 CSR 30-4.040	Certification Standards		44 MoReg 1515R		
9 CSR 30-4.042	Certification Standards ( <i>Changed to 9 CSR 30-4.005</i> )		44 MoReg 1516		
9 CSR 30-4.043	Certification Standards		44 MoReg 1520		
9 CSR 30-4.0431	Certification Standards		44 MoReg 1526		
9 CSR 30-4.0432	Certification Standards		44 MoReg 1528		
9 CSR 30-4.045	Certification Standards		44 MoReg 1533		
9 CSR 30-4.046	Certification Standards		44 MoReg 1536		
9 CSR 30-4.160	Certification Standards		44 MoReg 1539R		
9 CSR 30-4.190	Certification Standards		44 MoReg 1539		
9 CSR 30-4.195	Certification Standards		44 MoReg 1540		
9 CSR 30-6.010	Certification Standards	44 MoReg 1237	44 MoReg 1264	44 MoReg 2309	
9 CSR 45-3.010	Division of Developmental Disabilities		44 MoReg 784	44 MoReg 1944	
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10 CSR 10-5.442	Air Conservation Commission		44 MoReg 1269		
10 CSR 10-5.550	Air Conservation Commission		44 MoReg 1272		
10 CSR 10-5.570	Air Conservation Commission		44 MoReg 2009		
10 CSR 10-6.030	Air Conservation Commission		44 MoReg 1138		
10 CSR 10-6.050	Air Conservation Commission		44 MoReg 1543		
10 CSR 10-6.130	Air Conservation Commission		43 MoReg 1304		
10 CSR 10-6.140	Air Conservation Commission		44 MoReg 1544		
10 CSR 10-6.161	Air Conservation Commission		44 MoReg 2011		
10 CSR 10-6.200	Air Conservation Commission		44 MoReg 1872		
10 CSR 10-6.330	Air Conservation Commission		This Issue		

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10 CSR 20-6.020	Clean Water Commission		44 MoReg 2290		
10 CSR 25-7	Hazardous Waste Management Commission				44 MoReg 1758
10 CSR 60-15.020	Safe Drinking Water Commission		44 MoReg 1138		
10 CSR 80-2.010	Solid Waste Management		44 MoReg 501	44 MoReg 2129W	
10 CSR 80-11.010	Solid Waste Management		44 MoReg 511	44 MoReg 2129W	
10 CSR 80-12.010	Solid Waste Management		44 MoReg 542	44 MoReg 2130W	
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11 CSR 10-11.010	Adjutant General		44 MoReg 1025R	44 MoReg 2312R	
11 CSR 10-11.020	Adjutant General		44 MoReg 1025R	44 MoReg 2312R	
11 CSR 10-11.040	Adjutant General		44 MoReg 1026R	44 MoReg 2312R	
11 CSR 10-11.050	Adjutant General		44 MoReg 1026R	44 MoReg 2313R	
11 CSR 10-11.070	Adjutant General		44 MoReg 1026R	44 MoReg 2313R	
11 CSR 10-11.090	Adjutant General		44 MoReg 1026R	44 MoReg 2313R	
11 CSR 10-11.100	Adjutant General		44 MoReg 1027R	44 MoReg 2313R	
11 CSR 10-11.110	Adjutant General		44 MoReg 1027R	44 MoReg 2313R	
11 CSR 10-11.120	Adjutant General		44 MoReg 1027R	44 MoReg 2313R	
11 CSR 30-1.010	Office of the Director		44 MoReg 1027	44 MoReg 2313	
11 CSR 30-1.050	Office of the Director		44 MoReg 1029R	44 MoReg 2314R	
11 CSR 30-8.010	Office of the Director		43 MoReg 1328R		
11 CSR 30-8.020	Office of the Director		43 MoReg 1328R		
11 CSR 30-8.030	Office of the Director		43 MoReg 1328R		
11 CSR 30-8.040	Office of the Director		43 MoReg 1328R		
11 CSR 30-9.010	Office of the Director		43 MoReg 1329R		
11 CSR 30-9.020	Office of the Director		43 MoReg 1329R		
11 CSR 30-9.030	Office of the Director		43 MoReg 1329R		
11 CSR 30-9.040	Office of the Director		43 MoReg 1329R		
11 CSR 30-9.050	Office of the Director		43 MoReg 1330R		
11 CSR 30-10.010	Office of the Director		44 MoReg 1029R	44 MoReg 2314R	
11 CSR 30-16.010	Office of the Director		42 MoReg 180		
			44 MoReg 1029	44 MoReg 2314	
11 CSR 45-5.190	Missouri Gaming Commission		44 MoReg 1547		
11 CSR 45-5.200	Missouri Gaming Commission		44 MoReg 1547		
11 CSR 45-5.210	Missouri Gaming Commission		44 MoReg 1550		
11 CSR 45-5.237	Missouri Gaming Commission		44 MoReg 1551		
11 CSR 45-8.140	Missouri Gaming Commission		44 MoReg 1551		
11 CSR 45-9.105	Missouri Gaming Commission		44 MoReg 1552		
11 CSR 45-11.020	Missouri Gaming Commission		44 MoReg 1872		
11 CSR 45-11.110	Missouri Gaming Commission		44 MoReg 1873		
11 CSR 45-12.020	Missouri Gaming Commission		44 MoReg 1552		
11 CSR 45-12.080	Missouri Gaming Commission		44 MoReg 1552		
11 CSR 45-30.090	Missouri Gaming Commission		44 MoReg 1873		
11 CSR 45-30.130	Missouri Gaming Commission		44 MoReg 1873		
11 CSR 45-40.100	Missouri Gaming Commission		44 MoReg 1553		
11 CSR 50-2	Missouri State Highway Patrol				44 MoReg 2325
11 CSR 50-3.010	Missouri State Highway Patrol (Changed from 11 CSR 80-5.010)		44 MoReg 917	44 MoReg 1944	
11 CSR 50-4.010	Missouri State Highway Patrol (Changed from 11 CSR 80-9.010)		44 MoReg 920	44 MoReg 1945	
11 CSR 50-5.010	Missouri State Highway Patrol (Changed from 11 CSR 80-2.010)		44 MoReg 915	44 MoReg 1945	
11 CSR 50-6.010	Missouri State Highway Patrol (Changed from 11 CSR 80-3.010)		44 MoReg 916	44 MoReg 1945	
11 CSR 50-7.010	Missouri State Highway Patrol (Changed from 11 CSR 80-4.010)		44 MoReg 916	44 MoReg 1946	
11 CSR 50-7.020	Missouri State Highway Patrol (Changed from 11 CSR 80-7.010)		44 MoReg 920	44 MoReg 1946	
11 CSR 70-2.240	Division of Alcohol and Tobacco Control	43 MoReg 3199	44 MoReg 787	44 MoReg 2130	
11 CSR 75-16.010	Peace Officer Standards and Training Program		44 MoReg 1139	44 MoReg 2242	
11 CSR 80-1.010	Missouri State Water Patrol		44 MoReg 915R	44 MoReg 1946R	
11 CSR 80-2.010	Missouri State Water Patrol (Changed to 11 CSR 50-5.010)		44 MoReg 915	44 MoReg 1945	
11 CSR 80-3.010	Missouri State Water Patrol (Changed to 11 CSR 50-6.010)		44 MoReg 916	44 MoReg 1945	
11 CSR 80-3.020	Missouri State Water Patrol		44 MoReg 916R	44 MoReg 1946R	
11 CSR 80-4.010	Missouri State Water Patrol (Changed to 11 CSR 50-7.010)		44 MoReg 916	44 MoReg 1946	
11 CSR 80-5.010	Missouri State Water Patrol (Changed to 11 CSR 50-3.010)		44 MoReg 917	44 MoReg 1944	
11 CSR 80-6.010	Missouri State Water Patrol		44 MoReg 919R	44 MoReg 1946R	
11 CSR 80-7.010	Missouri State Water Patrol (Changed to 11 CSR 50-7.020)		44 MoReg 920	44 MoReg 1946	
11 CSR 80-8.010	Missouri State Water Patrol		44 MoReg 920R	44 MoReg 1946R	
11 CSR 80-9.010	Missouri State Water Patrol (Changed to 11 CSR 50-4.010)		44 MoReg 920	44 MoReg 1945	
11 CSR 80-9.020	Missouri State Water Patrol		44 MoReg 921R	44 MoReg 1947R	
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12 CSR 10-2.015	Director of Revenue	44 MoReg 1493	44 MoReg 1553		
12 CSR 10-24.405	Director of Revenue		44 MoReg 789	44 MoReg 1947	
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13 CSR 10-3.070	Division of Finance and Administrative Services		44 MoReg 791	44 MoReg 1947	
13 CSR 10-4.010	Division of Finance and Administrative Services	44 MoReg 2079	44 MoReg 2290		
13 CSR 40-2.180	Family Support Division		44 MoReg 1557		
13 CSR 40-13.010	Family Support Division		44 MoReg 1139	44 MoReg 2242	

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13 CSR 40-13.015	Family Support Division		44 MoReg 1140	44 MoReg 2242	
13 CSR 40-13.020	Family Support Division		44 MoReg 1142	44 MoReg 2243	
13 CSR 40-110.030	Family Support Division		44 MoReg 1384	This Issue	
13 CSR 65-3.010	Missouri Medicaid Audit and Compliance	44 MoReg 761			
13 CSR 70-3.310	MO HealthNet Division		44 MoReg 1666		
13 CSR 70-6.010	MO HealthNet Division		44 MoReg 1669		
13 CSR 70-10.016	MO HealthNet Division	44 MoReg 1661T			
		44 MoReg 1661	44 MoReg 1669		
		44 MoReg 1664	44 MoReg 1675		
13 CSR 70-10.110	MO HealthNet Division				
13 CSR 70-15.010	MO HealthNet Division	44 MoReg 2235			
13 CSR 70-15.110	MO HealthNet Division	44 MoReg 2236			
13 CSR 70-20.320	MO HealthNet Division		44 MoReg 1557		
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15 CSR	Elected Officials				43 MoReg 1498
15 CSR 30-1.010	Secretary of State		44 MoReg 1276R	44 MoReg 2243W	
			44 MoReg 2290		
15 CSR 30-14.010	Secretary of State	44 MoReg 1241	44 MoReg 1276	44 MoReg 2243	
15 CSR 30-45.010	Secretary of State		44 MoReg 1276R	44 MoReg 2243R	
15 CSR 30-45.020	Secretary of State		44 MoReg 1276R	44 MoReg 2243R	
15 CSR 30-45.030	Secretary of State		44 MoReg 2119		
15 CSR 30-45.040	Secretary of State		44 MoReg 2119		
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15 CSR 50-3.010	Treasurer		44 MoReg 1874		
15 CSR 50-3.070	Treasurer		44 MoReg 1874		
15 CSR 50-3.100	Treasurer		44 MoReg 1875		
15 CSR 50-4.010	Treasurer		44 MoReg 2012		
15 CSR 50-4.020	Treasurer		44 MoReg 2012		
15 CSR 50-4.030	Treasurer		44 MoReg 2013		
15 CSR 60-10.020	Attorney General		44 MoReg 2120		
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16 CSR 20-2.040	Missouri Local Government Employees' Retirement System (LAGERS)		44 MoReg 1682		
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16 CSR 20-2.056	Missouri Local Government Employees' Retirement System (LAGERS)		44 MoReg 1683		
16 CSR 20-2.070	Missouri Local Government Employees' Retirement System (LAGERS)		44 MoReg 1683		
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18 CSR	Public Defender Commission				43 MoReg 1498
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19 CSR 10-15.060	Office of the Director	44 MoReg 2079	44 MoReg 2123		
19 CSR 20-20.020	Division of Community and Public Health	44 MoReg 2081	44 MoReg 2124		
19 CSR 20-20.040	Division of Community and Public Health	44 MoReg 2082	44 MoReg 2125		
19 CSR 30-20.001	Division of Regulation and Licensure		44 MoReg 1277R		
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19 CSR 30-20.015	Division of Regulation and Licensure		44 MoReg 1280		
19 CSR 30-20.030	Division of Regulation and Licensure		44 MoReg 1288R		
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19 CSR 30-20.110	Division of Regulation and Licensure		44 MoReg 1300R		
19 CSR 30-20.112	Division of Regulation and Licensure		44 MoReg 1300R		
19 CSR 30-20.116	Division of Regulation and Licensure		44 MoReg 1300R		
19 CSR 30-20.118	Division of Regulation and Licensure		44 MoReg 1301R		
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19 CSR 30-24.010	Division of Regulation and Licensure		44 MoReg 1304R		
19 CSR 30-24.020	Division of Regulation and Licensure		44 MoReg 1304R		
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19 CSR 30-30.060	Division of Regulation and Licensure	44 MoReg 2084	44 MoReg 2126		
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19 CSR 30-61.025	Division of Regulation and Licensure	44 MoReg 900	44 MoReg 927	44 MoReg 2021	
19 CSR 30-61.045	Division of Regulation and Licensure	44 MoReg 901	44 MoReg 928	44 MoReg 2022	
19 CSR 30-61.055	Division of Regulation and Licensure	44 MoReg 901	44 MoReg 930	44 MoReg 2022	
19 CSR 30-61.105	Division of Regulation and Licensure	44 MoReg 903	44 MoReg 931	44 MoReg 2022	
19 CSR 30-61.210	Division of Regulation and Licensure	44 MoReg 904	44 MoReg 934	44 MoReg 2022	
19 CSR 30-62.032	Division of Regulation and Licensure	44 MoReg 905	44 MoReg 935	44 MoReg 2022	
19 CSR 30-62.042	Division of Regulation and Licensure	44 MoReg 905	44 MoReg 935	44 MoReg 2022	
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20 CSR 10-3.200	General Administration		44 MoReg 1146R	44 MoReg 2130R	
20 CSR 10-3.300	General Administration		44 MoReg 1146R	44 MoReg 2131R	
20 CSR 10-4.100	General Administration		44 MoReg 2299R		
20 CSR 10-4.200	General Administration		44 MoReg 2300R		
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20 CSR 200-21.300	Insurance Solvency and Company Regulation		44 MoReg 1149	44 MoReg 2131	
20 CSR 200-21.400	Insurance Solvency and Company Regulation		44 MoReg 1150	44 MoReg 2131	
20 CSR 200-21.500	Insurance Solvency and Company Regulation		44 MoReg 1152	44 MoReg 2133	
20 CSR 200-21.600	Insurance Solvency and Company Regulation		44 MoReg 1155	44 MoReg 2135	
20 CSR 400-2.050	Life, Annuities and Health		44 MoReg 1155R	44 MoReg 2135R	
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20 CSR 400-7.070	Life, Annuities and Health		44 MoReg 1158R	44 MoReg 2137R	
20 CSR 400-7.080	Life, Annuities and Health		44 MoReg 1159R	44 MoReg 2137R	
20 CSR 400-7.100	Life, Annuities and Health		44 MoReg 1159R	44 MoReg 2137R	
20 CSR 400-7.110	Life, Annuities and Health		44 MoReg 1159R	44 MoReg 2138R	
20 CSR 400-7.130	Life, Annuities and Health		44 MoReg 1159R	44 MoReg 2138R	
20 CSR 400-7.150	Life, Annuities and Health		44 MoReg 1160R	44 MoReg 2138R	
20 CSR 400-7.160	Life, Annuities and Health		44 MoReg 1160R	44 MoReg 2138R	
20 CSR 400-7.170	Life, Annuities and Health		44 MoReg 1160R	44 MoReg 2138R	
20 CSR 400-7.200	Life, Annuities and Health		44 MoReg 1161R	44 MoReg 2139R	
20 CSR 400-7.300	Life, Annuities and Health		44 MoReg 1161R	44 MoReg 2139R	
20 CSR 400-7.400	Life, Annuities and Health		44 MoReg 1161R	44 MoReg 2139R	
20 CSR 400-8.100	Life, Annuities and Health		44 MoReg 1161R	44 MoReg 2139R	
20 CSR 400-8.200	Life, Annuities and Health		44 MoReg 1162R	44 MoReg 2139R	
20 CSR 400-8.300	Life, Annuities and Health		44 MoReg 1162R	44 MoReg 2139R	
20 CSR 400-9.100	Life, Annuities and Health		44 MoReg 1162R	44 MoReg 2140R	
20 CSR 400-14.100	Life, Annuities and Health		44 MoReg 1724		
20 CSR 500-6.100	Property and Casualty		44 MoReg 1162	This Issue	
20 CSR 500-6.300	Property and Casualty		44 MoReg 1163	44 MoReg 2314	
20 CSR 500-6.500	Property and Casualty		44 MoReg 1164	44 MoReg 2140	
20 CSR 500-6.700	Property and Casualty		44 MoReg 1165R	44 MoReg 2140R	
20 CSR 600-1.010	Statistical Reporting		44 MoReg 1724		
20 CSR 600-3.100	Statistical Reporting		44 MoReg 1725		
20 CSR 700-1.005	Insurance Licensing		44 MoReg 1165	44 MoReg 2140	
20 CSR 700-1.025	Insurance Licensing		44 MoReg 1165	44 MoReg 2140	
20 CSR 700-1.040	Insurance Licensing		44 MoReg 1166R	44 MoReg 2141R	
20 CSR 700-1.050	Insurance Licensing		44 MoReg 1166R	44 MoReg 2141R	
20 CSR 700-1.070	Insurance Licensing		44 MoReg 1166	44 MoReg 2141	
20 CSR 700-1.160	Insurance Licensing		44 MoReg 1167	44 MoReg 2141	
20 CSR 700-1.170	Insurance Licensing		44 MoReg 1725		
20 CSR 700-2.005	Insurance Licensing		44 MoReg 1168R	44 MoReg 2141R	
20 CSR 700-2.100	Insurance Licensing		44 MoReg 1168R	44 MoReg 2141R	
20 CSR 700-2.200	Insurance Licensing		44 MoReg 1168R	44 MoReg 2142R	
20 CSR 700-2.300	Insurance Licensing		44 MoReg 1169R	44 MoReg 2142R	
20 CSR 700-3.200	Insurance Licensing		44 MoReg 1169	44 MoReg 2142	
20 CSR 700-6.100	Insurance Licensing		44 MoReg 1170	44 MoReg 2142	
20 CSR 700-6.160	Insurance Licensing		44 MoReg 1171	44 MoReg 2142	
20 CSR 700-6.200	Insurance Licensing		44 MoReg 1172	44 MoReg 2143	
20 CSR 700-6.250	Insurance Licensing		44 MoReg 1173	44 MoReg 2143	
20 CSR 700-6.300	Insurance Licensing		44 MoReg 1173R	44 MoReg 2143R	
20 CSR 2010	Missouri State Board of Accountancy				44 MoReg 2326
20 CSR 2010-4.010	Missouri State Board of Accountancy		44 MoReg 1936		
20 CSR 2010-4.020	Missouri State Board of Accountancy		44 MoReg 1936		
20 CSR 2010-4.031	Missouri State Board of Accountancy		44 MoReg 1937		
20 CSR 2010-4.035	Missouri State Board of Accountancy		44 MoReg 1937		
20 CSR 2010-4.041	Missouri State Board of Accountancy		44 MoReg 1938		
20 CSR 2010-5.070	Missouri State Board of Accountancy		This Issue		
20 CSR 2010-5.080	Missouri State Board of Accountancy		This Issue		
20 CSR 2010-5.090	Missouri State Board of Accountancy		This Issue		
20 CSR 2010-5.100	Missouri State Board of Accountancy		This Issue		
20 CSR 2010-5.110	Missouri State Board of Accountancy		This Issue		
20 CSR 2015-1.030	Acupuncturist Advisory Committee	44 MoReg 1011	44 MoReg 1030	44 MoReg 2033	
20 CSR 2030-4.090	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		44 MoReg 1558		
20 CSR 2030-5.080	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		44 MoReg 2301		
20 CSR 2030-5.105	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		44 MoReg 1558		
20 CSR 2030-5.110	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		44 MoReg 2301		
20 CSR 2030-5.150	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		44 MoReg 1559		
20 CSR 2030-10.010	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		44 MoReg 1559		
20 CSR 2040-1.021	Office of Athletics		44 MoReg 820	44 MoReg 1947	
20 CSR 2040-2.011	Office of Athletics		44 MoReg 1033	44 MoReg 2033	
20 CSR 2040-2.021	Office of Athletics		44 MoReg 1033	44 MoReg 2033	

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20 CSR 2040-3.011	Office of Athletics		44 MoReg 821	44 MoReg 1948	
20 CSR 2040-3.030	Office of Athletics		44 MoReg 822R	44 MoReg 1948R	
20 CSR 2040-4.015	Office of Athletics		44 MoReg 822	44 MoReg 1948	
20 CSR 2040-4.020	Office of Athletics		44 MoReg 825	44 MoReg 1948	
20 CSR 2040-4.030	Office of Athletics		44 MoReg 825	44 MoReg 1948	
20 CSR 2040-4.040	Office of Athletics		44 MoReg 826	44 MoReg 1948	
20 CSR 2040-4.050	Office of Athletics		44 MoReg 826	44 MoReg 1949	
20 CSR 2040-4.060	Office of Athletics		44 MoReg 827R	44 MoReg 1949R	
20 CSR 2040-4.070	Office of Athletics		44 MoReg 827	44 MoReg 1949	
20 CSR 2040-4.080	Office of Athletics		44 MoReg 827	44 MoReg 1949	
20 CSR 2040-4.090	Office of Athletics		44 MoReg 828	44 MoReg 1949	
20 CSR 2040-4.100	Office of Athletics		44 MoReg 832	44 MoReg 1949	
20 CSR 2040-5.010	Office of Athletics		44 MoReg 832R	44 MoReg 1950R	
20 CSR 2040-5.040	Office of Athletics		44 MoReg 832	44 MoReg 1950	
20 CSR 2040-5.060	Office of Athletics		44 MoReg 833	44 MoReg 1950	
20 CSR 2040-5.070	Office of Athletics ( <i>Changed from 20 CSR 2040-8.140</i> )		44 MoReg 840	44 MoReg 1950	
20 CSR 2040-6.010	Office of Athletics		44 MoReg 837	44 MoReg 1950	
20 CSR 2040-7.010	Office of Athletics		44 MoReg 837	44 MoReg 1950	
20 CSR 2040-8.010	Office of Athletics		44 MoReg 838R	44 MoReg 1951R	
20 CSR 2040-8.020	Office of Athletics		44 MoReg 1036R	44 MoReg 2034R	
20 CSR 2040-8.030	Office of Athletics		44 MoReg 1036R	44 MoReg 2034R	
20 CSR 2040-8.040	Office of Athletics		44 MoReg 838R	44 MoReg 1951R	
20 CSR 2040-8.050	Office of Athletics		44 MoReg 838R	44 MoReg 1951R	
20 CSR 2040-8.060	Office of Athletics		44 MoReg 838R	44 MoReg 1951R	
20 CSR 2040-8.070	Office of Athletics		44 MoReg 839R	44 MoReg 1951R	
20 CSR 2040-8.080	Office of Athletics		44 MoReg 839R	44 MoReg 1951R	
20 CSR 2040-8.090	Office of Athletics		44 MoReg 839R	44 MoReg 1952R	
20 CSR 2040-8.100	Office of Athletics		44 MoReg 839R	44 MoReg 1952R	
20 CSR 2040-8.110	Office of Athletics		44 MoReg 840R	44 MoReg 1952R	
20 CSR 2040-8.120	Office of Athletics		44 MoReg 840R	44 MoReg 1952R	
20 CSR 2040-8.130	Office of Athletics		44 MoReg 840R	44 MoReg 1952R	
20 CSR 2040-8.140	Office of Athletics ( <i>Changed to 20 CSR 2040-5.070</i> )		44 MoReg 840	44 MoReg 1950	
20 CSR 2040-8.160	Office of Athletics		44 MoReg 841	44 MoReg 1952	
20 CSR 2040-8.170	Office of Athletics		44 MoReg 842	44 MoReg 1953	
20 CSR 2040-8.180	Office of Athletics		44 MoReg 842	44 MoReg 1953	
20 CSR 2040-8.190	Office of Athletics		44 MoReg 842R	44 MoReg 1953R	
20 CSR 2063	Behavior Analyst Advisory Board				44 MoReg 2326
20 CSR 2070-1.010	State Board of Chiropractic Examiners		44 MoReg 1305R	44 MoReg 2314R	
20 CSR 2070-2.020	State Board of Chiropractic Examiners		44 MoReg 1305R	44 MoReg 2314R	
20 CSR 2070-2.025	State Board of Chiropractic Examiners		44 MoReg 1305R	44 MoReg 2315R	
20 CSR 2070-2.030	State Board of Chiropractic Examiners		44 MoReg 1305	44 MoReg 2315	
20 CSR 2070-2.031	State Board of Chiropractic Examiners		44 MoReg 1306R	44 MoReg 2315R	
			44 MoReg 1306	44 MoReg 2315	
20 CSR 2070-2.032	State Board of Chiropractic Examiners		44 MoReg 1310	44 MoReg 2316	
20 CSR 2070-2.033	State Board of Chiropractic Examiners		44 MoReg 1310	44 MoReg 2316	
20 CSR 2070-2.040	State Board of Chiropractic Examiners		44 MoReg 1310R	44 MoReg 2316R	
			44 MoReg 1311	44 MoReg 2317	
20 CSR 2070-2.045	State Board of Chiropractic Examiners		44 MoReg 1314R	44 MoReg 2317R	
20 CSR 2070-2.050	State Board of Chiropractic Examiners		44 MoReg 1314R	44 MoReg 2317R	
20 CSR 2070-2.065	State Board of Chiropractic Examiners		44 MoReg 1314	44 MoReg 2317	
20 CSR 2070-2.066	State Board of Chiropractic Examiners		44 MoReg 1315R	44 MoReg 2317R	
20 CSR 2070-2.070	State Board of Chiropractic Examiners		44 MoReg 1315R	44 MoReg 2318R	
20 CSR 2070-2.080	State Board of Chiropractic Examiners		44 MoReg 1316	44 MoReg 2318	
20 CSR 2070-2.081	State Board of Chiropractic Examiners		44 MoReg 1320	44 MoReg 2318	
20 CSR 2070-2.090	State Board of Chiropractic Examiners		44 MoReg 1324	44 MoReg 2319	
20 CSR 2070-2.100	State Board of Chiropractic Examiners		44 MoReg 1327	44 MoReg 2319	
20 CSR 2070-2.110	State Board of Chiropractic Examiners		44 MoReg 1327	44 MoReg 2319	
20 CSR 2085	Board of Cosmetology and Barber Examiners				44 MoReg 2327
20 CSR 2110	Missouri Dental Board				44 MoReg 2327
20 CSR 2110-2.010	Missouri Dental Board		44 MoReg 1036	44 MoReg 2034	
20 CSR 2120-1.010	State Board of Embalmers and Funeral Directors		44 MoReg 2014		
20 CSR 2120-2.080	State Board of Embalmers and Funeral Directors		44 MoReg 2015		
20 CSR 2120-2.090	State Board of Embalmers and Funeral Directors		44 MoReg 2015		
20 CSR 2120-2.120	State Board of Embalmers and Funeral Directors		44 MoReg 2016		
20 CSR 2120-2.130	State Board of Embalmers and Funeral Directors		44 MoReg 2017		
20 CSR 2120-3.030	State Board of Embalmers and Funeral Directors		44 MoReg 2017		
20 CSR 2145-2.020	Missouri Board of Geologist Registration		44 MoReg 2302		
20 CSR 2145-2.040	Missouri Board of Geologist Registration		44 MoReg 2302		
20 CSR 2145-2.100	Missouri Board of Geologist Registration		44 MoReg 2303		
20 CSR 2150	State Board of Registration for the Healing Arts				44 MoReg 2327
20 CSR 2150-2.080	State Board of Registration for the Healing Arts	44 MoReg 1012	44 MoReg 1037	44 MoReg 2034	
20 CSR 2150-2.200	State Board of Registration for the Healing Arts		44 MoReg 1174	44 MoReg 2143	
20 CSR 2150-2.230	State Board of Registration for the Healing Arts	44 MoReg 1013	44 MoReg 1040	44 MoReg 2034	
20 CSR 2150-2.240	State Board of Registration for the Healing Arts	44 MoReg 1013	44 MoReg 1040	44 MoReg 2034	
20 CSR 2150-2.250	State Board of Registration for the Healing Arts	44 MoReg 1015	44 MoReg 1041	44 MoReg 2035	

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20 CSR 2150-2.260	State Board of Registration for the Healing Arts	44 MoReg 1016	44 MoReg 1042	44 MoReg 2035	
20 CSR 2150-5.100	State Board of Registration for the Healing Arts	44 MoReg 27T 44 MoReg 1016	44 MoReg 1042	44 MoReg 2035	
20 CSR 2150-7.130	State Board of Registration for the Healing Arts	44 MoReg 1018	44 MoReg 1044	44 MoReg 2035	
20 CSR 2150-7.135	State Board of Registration for the Healing Arts	44 MoReg 1018	44 MoReg 1044	44 MoReg 2035	
20 CSR 2165-1.020	Board of Examiners for Hearing Instrument Specialists		44 MoReg 1175	44 MoReg 2143	
20 CSR 2193-1.010	Interior Design Council		44 MoReg 1178	44 MoReg 2143	
20 CSR 2193-2.010	Interior Design Council		44 MoReg 1178	44 MoReg 2144	
20 CSR 2193-2.020	Interior Design Council		44 MoReg 1178	44 MoReg 2144	
20 CSR 2193-2.030	Interior Design Council		44 MoReg 1179	44 MoReg 2144	
20 CSR 2193-2.040	Interior Design Council		44 MoReg 1179	44 MoReg 2144	
20 CSR 2193-3.010	Interior Design Council		44 MoReg 1180R	44 MoReg 2144R	
20 CSR 2193-3.020	Interior Design Council		44 MoReg 1180	44 MoReg 2144	
20 CSR 2193-4.010	Interior Design Council		44 MoReg 1181	44 MoReg 2145	
20 CSR 2193-5.010	Interior Design Council		44 MoReg 1181	44 MoReg 2145	
20 CSR 2193-6.010	Interior Design Council		44 MoReg 1182	44 MoReg 2145	
20 CSR 2193-6.030	Interior Design Council		44 MoReg 1182R	44 MoReg 2145R	
20 CSR 2200-4.010	State Board of Nursing		44 MoReg 843	44 MoReg 1953	
20 CSR 2200-4.020	State Board of Nursing		44 MoReg 2127		
20 CSR 2200-4.200	State Board of Nursing	44 MoReg 27T 44 MoReg 1020	44 MoReg 1045	44 MoReg 2036	
20 CSR 2205-5.010	Missouri Board of Occupational Therapy		This Issue		
20 CSR 2210	State Board of Optometry				44 MoReg 2327
20 CSR 2220	State Board of Pharmacy				44 MoReg 2327
20 CSR 2220-2.016	State Board of Pharmacy		44 MoReg 1726		
20 CSR 2220-2.050	State Board of Pharmacy		44 MoReg 1727		
20 CSR 2220-2.060	State Board of Pharmacy		44 MoReg 1728		
20 CSR 2220-2.080	State Board of Pharmacy		44 MoReg 1728		
20 CSR 2220-2.120	State Board of Pharmacy		44 MoReg 1388		
20 CSR 2220-2.150	State Board of Pharmacy		44 MoReg 1729		
20 CSR 2220-2.180	State Board of Pharmacy		44 MoReg 1729		
20 CSR 2220-2.300	State Board of Pharmacy		44 MoReg 1730		
20 CSR 2220-2.400	State Board of Pharmacy	44 MoReg 1241	44 MoReg 1331	44 MoReg 2243	
20 CSR 2220-2.500	State Board of Pharmacy		44 MoReg 1560		
20 CSR 2220-2.600	State Board of Pharmacy		44 MoReg 1730		
20 CSR 2220-2.800	State Board of Pharmacy		44 MoReg 1732		
20 CSR 2220-2.990	State Board of Pharmacy	44 MoReg 2275	44 MoReg 2304		
20 CSR 2220-3.011	State Board of Pharmacy		44 MoReg 1389		
20 CSR 2220-4.010	State Board of Pharmacy	44 MoReg 2238			
20 CSR 2220-6.030	State Board of Pharmacy		44 MoReg 1732R		
20 CSR 2220-7.080	State Board of Pharmacy		44 MoReg 1732		
20 CSR 2230-1.010	State Board of Podiatric Medicine		44 MoReg 1735		
20 CSR 2230-2.023	State Board of Podiatric Medicine		This Issue		
20 CSR 2230-2.030	State Board of Podiatric Medicine		This Issue		
20 CSR 2231	Division of Professional Registration				44 MoReg 2328
20 CSR 2232-3.030	Missouri State Committee of Interpreters		44 MoReg 2307		
20 CSR 2233-1.040	State Committee of Marital and Family Therapists		44 MoReg 1565		
20 CSR 2235	State Committee of Psychologists				44 MoReg 2328
20 CSR 2245-1.010	Real Estate Appraisers		44 MoReg 2018		
20 CSR 2245-3.005	Real Estate Appraisers		44 MoReg 2018		
20 CSR 2245-3.010	Real Estate Appraisers		44 MoReg 2019		
20 CSR 2245-6.015	Real Estate Appraisers		44 MoReg 951R	44 MoReg 1954R	
20 CSR 2245-6.017	Real Estate Appraisers		44 MoReg 951	44 MoReg 1954	
20 CSR 2245-6.040	Real Estate Appraisers		44 MoReg 2019		
20 CSR 2245-8.010	Real Estate Appraisers		44 MoReg 2020		
20 CSR 2245-8.030	Real Estate Appraisers		44 MoReg 2020		
20 CSR 2250	Missouri Real Estate Commission				44 MoReg 2328
20 CSR 2263-1.010	State Committee for Social Workers		44 MoReg 956	44 MoReg 1955	
20 CSR 2263-1.016	State Committee for Social Workers		44 MoReg 956	44 MoReg 1955	
20 CSR 2263-1.025	State Committee for Social Workers		44 MoReg 956	44 MoReg 1955	
20 CSR 2263-2.020	State Committee for Social Workers		44 MoReg 1046R	44 MoReg 2145R	
20 CSR 2263-2.030	State Committee for Social Workers		44 MoReg 1047	44 MoReg 2145	
20 CSR 2263-2.031	State Committee for Social Workers		44 MoReg 1182	44 MoReg 2146	
20 CSR 2263-2.032	State Committee for Social Workers		44 MoReg 1047	44 MoReg 2146	
20 CSR 2263-2.050	State Committee for Social Workers		44 MoReg 1047	44 MoReg 2146	
20 CSR 2263-2.060	State Committee for Social Workers		44 MoReg 1048	44 MoReg 2146	
20 CSR 2263-2.075	State Committee for Social Workers		44 MoReg 1048	44 MoReg 2146	
20 CSR 2263-2.090	State Committee for Social Workers		44 MoReg 1049	44 MoReg 2147	
20 CSR 2263-3.100	State Committee for Social Workers		44 MoReg 1049	44 MoReg 2147	
20 CSR 2270	Missouri Veterinary Medical Board				44 MoReg 2328
20 CSR 2270-4.031	Missouri Veterinary Medical Board	44 MoReg 1242	44 MoReg 1331	44 MoReg 2243	
20 CSR 2270-4.050	Missouri Veterinary Medical Board		This Issue		
20 CSR 2270-5.011	Missouri Veterinary Medical Board		This Issue		
20 CSR 4240-2	Public Service Commission ( <i>Changed from 4 CSR 240-2</i> )				44 MoReg 2322
20 CSR 4240-3	Public Service Commission ( <i>Changed from 4 CSR 240-3</i> )				44 MoReg 2322
20 CSR 4240-4	Public Service Commission ( <i>Changed from 4 CSR 240-4</i> )				44 MoReg 2323

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20 CSR 4240-10	Public Service Commission ( <i>Changed from 4 CSR 240-10</i> )				44 MoReg 2323
20 CSR 4240-13	Public Service Commission ( <i>Changed from 4 CSR 240-13</i> )				44 MoReg 2323
20 CSR 4240-14	Public Service Commission ( <i>Changed from 4 CSR 240-14</i> )				44 MoReg 2323
20 CSR 4240-18	Public Service Commission ( <i>Changed from 4 CSR 240-18</i> )				44 MoReg 2323
20 CSR 4240-20	Public Service Commission ( <i>Changed from 4 CSR 240-20</i> )				44 MoReg 2323
20 CSR 4240-20.100	Public Service Commission ( <i>Changed from 4 CSR 240-20.100</i> )		44 MoReg 1024	44 MoReg 2319	
20 CSR 4240-22	Public Service Commission ( <i>Changed from 4 CSR 240-22</i> )				44 MoReg 2323
20 CSR 4240-23	Public Service Commission ( <i>Changed from 4 CSR 240-23</i> )				44 MoReg 2323
20 CSR 4240-28	Public Service Commission ( <i>Changed from 4 CSR 240-28</i> )				44 MoReg 2324
20 CSR 4240-29	Public Service Commission ( <i>Changed from 4 CSR 240-29</i> )				44 MoReg 2324
20 CSR 4240-31	Public Service Commission ( <i>Changed from 4 CSR 240-31</i> )				44 MoReg 2324
20 CSR 4240-34	Public Service Commission ( <i>Changed from 4 CSR 240-34</i> )				44 MoReg 2324
20 CSR 4240-36	Public Service Commission ( <i>Changed from 4 CSR 240-36</i> )				44 MoReg 2324
20 CSR 4240-40	Public Service Commission ( <i>Changed from 4 CSR 240-40</i> )				44 MoReg 2324
20 CSR 4240-50	Public Service Commission ( <i>Changed from 4 CSR 240-50</i> )				44 MoReg 2324
20 CSR 4240-60	Public Service Commission ( <i>Changed from 4 CSR 240-60</i> )				44 MoReg 2324
20 CSR 4240-61	Public Service Commission ( <i>Changed from 4 CSR 240-61</i> )				44 MoReg 2324
20 CSR 4240-80	Public Service Commission ( <i>Changed from 4 CSR 240-80</i> )				44 MoReg 2325
20 CSR 4240-120	Public Service Commission ( <i>Changed from 4 CSR 240-120</i> )				44 MoReg 2325
20 CSR 4240-123	Public Service Commission ( <i>Changed from 4 CSR 240-123</i> )				44 MoReg 2325
20 CSR 4240-124	Public Service Commission ( <i>Changed from 4 CSR 240-124</i> )				44 MoReg 2325
20 CSR 4240-125	Public Service Commission ( <i>Changed from 4 CSR 240-125</i> )				44 MoReg 2325
20 CSR 4240-126	Public Service Commission ( <i>Changed from 4 CSR 240-126</i> )				44 MoReg 2325
20 CSR 4240-127	Public Service Commission ( <i>Changed from 4 CSR 240-127</i> )				44 MoReg 2325
22 CSR	<b>MISSOURI CONSOLIDATED HEALTH CARE PLAN</b> Missouri Consolidated Health Care Plan				44 MoReg 1957

# Emergency Rule Table

Agency	Publication	Effective	Expiration
<b>Office of Administration</b>			
<b>Missouri Ethics Commission</b>			
1 CSR 50-5.010	Definitions . . . . .	This Issue . . . . .	Aug. 18, 2019 . . . . .Feb. 27, 2020
1 CSR 50-5.020	Registration Requirements for Committees Domiciled Outside the State of Missouri and Out-of-State Committees . . . . .	This Issue . . . . .	Aug. 18, 2019 . . . . .Feb. 27, 2020
<b>Department of Agriculture</b>			
<b>Animal Health</b>			
2 CSR 30-10.010	Inspection of Meat and Poultry . . . . .	44 MoReg 2275 . . . . .	July 28, 2019 . . . . .Feb. 27, 2020
<b>Department of Economic Development</b>			
<b>Division of Business and Community Services</b>			
4 CSR 85-5.010	Overview and Definitions . . . . .	44 MoReg 1229 . . . . .	March 30, 2019 . . . . .Dec. 31, 2019
4 CSR 85-5.020	Applications . . . . .	44 MoReg 1230 . . . . .	March 30, 2019 . . . . .Dec. 31, 2019
4 CSR 85-5.030	Preliminary Application Evaluation- Net Fiscal Benefit . . . . .	44 MoReg 1232 . . . . .	March 30, 2019 . . . . .Dec. 31, 2019
4 CSR 85-5.040	Preliminary Application- Overall Size and Quality of the Project . . . . .	44 MoReg 1233 . . . . .	March 30, 2019 . . . . .Dec. 31, 2019
4 CSR 85-5.050	Preliminary Application- Level of Economic Distress . . . . .	44 MoReg 1233 . . . . .	March 30, 2019 . . . . .Dec. 31, 2019
4 CSR 85-5.060	Preliminary Application- Input from Local Elected Officials . . . . .	44 MoReg 1234 . . . . .	March 30, 2019 . . . . .Dec. 31, 2019
4 CSR 85-5.070	Compliance with Other Provisions of Law . . . . .	44 MoReg 1234 . . . . .	March 30, 2019 . . . . .Dec. 31, 2019
4 CSR 85-5.080	Phased Projects . . . . .	44 MoReg 1235 . . . . .	March 30, 2019 . . . . .Dec. 31, 2019
4 CSR 85-5.090	Developer Fees; General Contractor Requirements . . . . .	44 MoReg 1235 . . . . .	March 30, 2019 . . . . .Dec. 31, 2019
4 CSR 85-5.100	Not-for-Profits . . . . .	44 MoReg 1236 . . . . .	March 30, 2019 . . . . .Dec. 31, 2019
4 CSR 85-5.110	Administrative Closure . . . . .	44 MoReg 1237 . . . . .	March 30, 2019 . . . . .Dec. 31, 2019
<b>Department of Elementary and Secondary Education</b>			
<b>Division of Learning Services</b>			
5 CSR 20-100.320	Prekindergarten Program Standards . . . . .	Next Issue . . . . .	Aug. 28, 2019 . . . . .Feb. 27, 2020
<b>Department of Mental Health</b>			
<b>Certification Standards</b>			
9 CSR 30-6.010	Certified Community Behavioral Health Clinics . . . . .	44 MoReg 1237 . . . . .	July 1, 2019 . . . . .Oct. 30, 2019
<b>Department of Revenue</b>			
<b>Director of Revenue</b>			
12 CSR 10-2.015	Employers' Withholding of Tax . . . . .	44 MoReg 1493 . . . . .	April 26, 2019 . . . . .Feb. 5, 2020
<b>Department of Social Services</b>			
<b>Division of Finance and Administrative Services</b>			
13 CSR 10-4.010	Prohibition Against Expenditure of Appropriated Funds for Abortion Facilities . . . . .	44 MoReg 2079 . . . . .	July 1, 2019 . . . . .Dec. 26, 2019
<b>MO HealthNet Division</b>			
13 CSR 70-10.016	Global Per Diem Adjustments to Nursing Facility and HIV Nursing Facility Reimbursement Rates . . . . .	44 MoReg 1661 . . . . .	June 1, 2019 . . . . .Dec. 30, 2019
13 CSR 70-10.110	Nursing Facility Reimbursement Allowance . . . . .	44 MoReg 1664 . . . . .	June 1, 2019 . . . . .Dec. 30, 2019
13 CSR 70-15.010	Inpatient Hospital Services Reimbursement Plan; Outpatient Hospital Services Reimbursement Methodology . . . . .	44 MoReg 2235 . . . . .	July 12, 2019 . . . . .Feb. 27, 2020
13 CSR 70-15.110	Federal Reimbursement Allowance (FRA) . . . . .	44 MoReg 2236 . . . . .	July 12, 2019 . . . . .Feb. 27, 2020
<b>Elected Officials</b>			
<b>Secretary of State</b>			
15 CSR 30-14.010	Campaign Contribution Limits . . . . .	44 MoReg 1241 . . . . .	March 30, 2019 . . . . .Jan. 8, 2020
<b>Department of Health and Senior Services</b>			
<b>Office of the Director</b>			
19 CSR 10-15.060	Prohibition on Expenditure of Funds . . . . .	44 MoReg 2079 . . . . .	July 1, 2019 . . . . .Feb. 27, 2020
<b>Division of Community and Public Health</b>			
19 CSR 20-20.020	Reporting Infectious, Contagious, Communicable, or Dangerous Diseases . . . . .	44 MoReg 2081 . . . . .	July 8, 2019 . . . . .Feb. 27, 2020
19 CSR 20-20.040	Measures to Determine the Prevalence and Prevent the Spread of Diseases which are Infectious, Contagious, Communicable, or Dangerous in their Nature . . . . .	44 MoReg 2082 . . . . .	July 8, 2019 . . . . .Feb. 27, 2020
<b>Division of Regulation and Licensure</b>			
19 CSR 30-30.060	Standards for the Operation of Abortion Facilities . . . . .	44 MoReg 2084 . . . . .	July 1, 2019 . . . . .Feb. 27, 2020

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<b>19 CSR 30-40.750</b>	ST-Segment Elevation Myocardial Infarction (STEMI) Center Resignation Application and Review . . . . .	Next Issue . . . . .	Sept. 12, 2019 . . . . .March 9, 2020
<b>Department of Health and Senior Services</b>			
<b>Division of Regulation and Licensure</b>			
<b>19 CSR 30-95.010</b>	Definitions . . . . .	.44 MoReg 1795 . . . . .	June 3, 2019 . . . . .Feb. 27, 2020
<b>19 CSR 30-95.025</b>	Generally Applicable Provisions . . . . .	.44 MoReg 1797 . . . . .	June 3, 2019 . . . . .Feb. 27, 2020
<b>19 CSR 30-95.030</b>	Qualifying Patient/Primary Caregiver . . . . .	.44 MoReg 1804 . . . . .	June 3, 2019 . . . . .Feb. 27, 2020
<b>19 CSR 30-95.040</b>	Medical Marijuana Facilities Generally . . . . .	.44 MoReg 1809 . . . . .	June 3, 2019 . . . . .Feb. 27, 2020
<b>19 CSR 30-95.050</b>	Cultivation Facility . . . . .	.44 MoReg 1818 . . . . .	June 3, 2019 . . . . .Feb. 27, 2020
<b>19 CSR 30-95.060</b>	Infused Products Manufacturing Facility . . . . .	.44 MoReg 1818 . . . . .	June 3, 2019 . . . . .Feb. 27, 2020
<b>19 CSR 30-95.070</b>	Testing Facility . . . . .	.44 MoReg 1819 . . . . .	June 3, 2019 . . . . .Feb. 27, 2020
<b>19 CSR 30-95.080</b>	Dispensary Facility . . . . .	.44 MoReg 1822 . . . . .	June 3, 2019 . . . . .Feb. 27, 2020
<b>19 CSR 30-95.090</b>	Seed to Sale Tracking . . . . .	.44 MoReg 1823 . . . . .	June 3, 2019 . . . . .Feb. 27, 2020
<b>19 CSR 30-95.100</b>	Transportation . . . . .	.44 MoReg 1825 . . . . .	June 3, 2019 . . . . .Feb. 27, 2020
<b>19 CSR 30-95.110</b>	Physicians . . . . .	.44 MoReg 1826 . . . . .	June 3, 2019 . . . . .Feb. 27, 2020
<b>Department of Insurance, Financial Institutions and Professional Registration</b>			
<b>Acupuncturist Advisory Committee</b>			
<b>20 CSR 2015-1.030</b>	Fees . . . . .	.44 MoReg 1011 . . . . .	April 1, 2019 . . . . .Sept. 30, 2019
<b>State Board of Pharmacy</b>			
<b>20 CSR 2220-2.400</b>	Compounding Standards of Practice . . . . .	.44 MoReg 1241 . . . . .	March 30, 2019 . . . . .Jan. 8, 2020
<b>20 CSR 2220-2.990</b>	Rx Cares for Missouri Program . . . . .	.44 MoReg 2275 . . . . .	July 28, 2019 . . . . .Feb. 27, 2020
<b>20 CSR 2220-4.010</b>	General Fees . . . . .	.44 MoReg 2238 . . . . .	July 20, 2019 . . . . .Nov. 5, 2019
<b>Missouri Veterinary Medical Board</b>			
<b>20 CSR 2270-4.031</b>	Minimum Standards for Practice Techniques . . . . .	.44 MoReg 1242 . . . . .	March 30, 2019 . . . . .Jan. 8, 2020

# Executive Orders

Executive Orders	Subject Matter	Filed Date	Publication
<b>2019</b>			
<b>19-15</b>	Declares the Department of Higher Education be henceforth called Department of Higher Education and Workforce Development	Aug 28, 2019	Next Issue
<b>Proclamation</b>	Calls for a Special Session of the One Hundredth General Assembly	Aug 21, 2019	Next Issue
<b>19-14</b>	Establishes the Flood Recovery Advisory Working Group	July 18, 2019	44 MoReg 2281
<b>19-13</b>	Establishes the Missouri Health Insurance Innovation Task Force	July 17, 2019	44 MoReg 2278
<b>19-12</b>	Closes state offices July 5, 2019	July 3, 2019	44 MoReg 2239
<b>19-11</b>	Establishes the Missouri Food, Beverage, and Forest Products Manufacturing Task Force	June 28, 2019	44 MoReg 2085
<b>19-10</b>	Extends Executive Order 19-06 - State of Emergency	June 13, 2019	44 MoReg 1993
<b>19-09</b>	Calls and orders into active service, portions of the organized militia as necessary to aid executive officials in protecting life and property	May 27, 2019	44 MoReg 1830
<b>19-08</b>	Declares a State of Emergency	May 21, 2019	44 MoReg 1828
<b>Writ of Election</b>	Fills vacancy in the One Hundredth General Assembly from the 158th district	April 23, 2019	44 MoReg 1499
<b>Writ of Election</b>	Fills vacancy in the One Hundredth General Assembly from the 99th district	April 23, 2019	44 MoReg 1497
<b>19-07</b>	Extends Executive Order 19-06 - State of Emergency	April 30, 2019	44 MoReg 1501
<b>19-06</b>	Gives the Department of Natural Resources discretionary authority to waive or suspend operation to best serve the interests of the public health and safety during the State of Emergency	March 29, 2019	44 MoReg 1246
<b>19-05</b>	Declares a State of Emergency	March 21, 2019	44 MoReg 1244
<b>19-04</b>	Establishes the Missouri School Safety Task Force	March 13, 2019	44 MoReg 1131
<b>Proclamation</b>	Governor reduces line items in the budget.	Jan. 28, 2019	44 MoReg 771
<b>19-03</b>	Transfers the Division of Workforce Development to the Department of Higher Education	Jan. 17, 2019	44 MoReg 767
<b>19-02</b>	Transfers the Office of Public Counsel and Public Service Commission to the Department of Insurance, Financial Institutions and Professional Registration	Jan. 17, 2019	44 MoReg 765
<b>19-01</b>	Transfers the Division of Energy to the Department of Natural Resources	Jan. 17, 2019	44 MoReg 763
<b>2018</b>			
<b>18-12</b>	Establishes the Missouri 2020 Complete Count Committee	Dec. 18, 2018	44 MoReg 498
<b>18-11</b>	Closes state offices December 24, 2018.	Nov. 30, 2018	43 MoReg 3761
<b>18-10</b>	Establishes that each executive branch adhere to the code of conduct regarding gifts from lobbyist	Nov. 20, 2018	44 MoReg 36
<b>18-09</b>	Closes state offices November 23, 2018.	Nov. 1, 2018	43 MoReg 3204
<b>18-08</b>	Establishes the Missouri Justice Reinvestment Executive Oversight Council.	Oct. 25, 2018	43 MoReg 3472
<b>Proclamation</b>	Governor temporarily reduces line items in the budget.	Oct. 31, 2018	43 MoReg 3416
<b>18-07</b>	Establishes the Bicentennial Commission.	Oct. 12, 2018	43 MoReg 3202
<b>Proclamation</b>	Calls upon the Senators and Representatives to enact legislation requiring the Department of Elementary and Secondary Education to establish a statewide program to be known as the "STEM Career Awareness Program."	Sept. 4, 2018	43 MoReg 2780
<b>18-06</b>	Designates those members of the governor's staff who have supervisory authority over each department, division, or agency of state government.	Aug. 21, 2018	43 MoReg 2778
<b>18-05</b>	Declares a drought alert for 47 Missouri counties and orders the director of the Department of Natural Resources to activate and designate a chairperson for the Drought Assessment Committee	July 18, 2018	43 MoReg 2539
<b>18-04</b>	Extends the deadline from Section 3d of Executive Order 17-03 through September 30, 2018.	June 29, 2018	43 MoReg 1996
<b>18-03</b>	Reauthorizes and restructures the Homeland Security Advisory Council.	April 25, 2018	43 MoReg 1123
<b>18-02</b>	Declares a State of Emergency and activates the state militia in response to severe weather that began on Feb. 23.	Feb. 24, 2018	43 MoReg 664
<b>Proclamation</b>	Governor notifies the General Assembly that he is reducing appropriation lines in the fiscal year 2018 budget.	Feb. 14, 2018	43 MoReg 519
<b>18-01</b>	Rescinds Executive Order 07-21.	Jan. 4, 2018	43 MoReg 251

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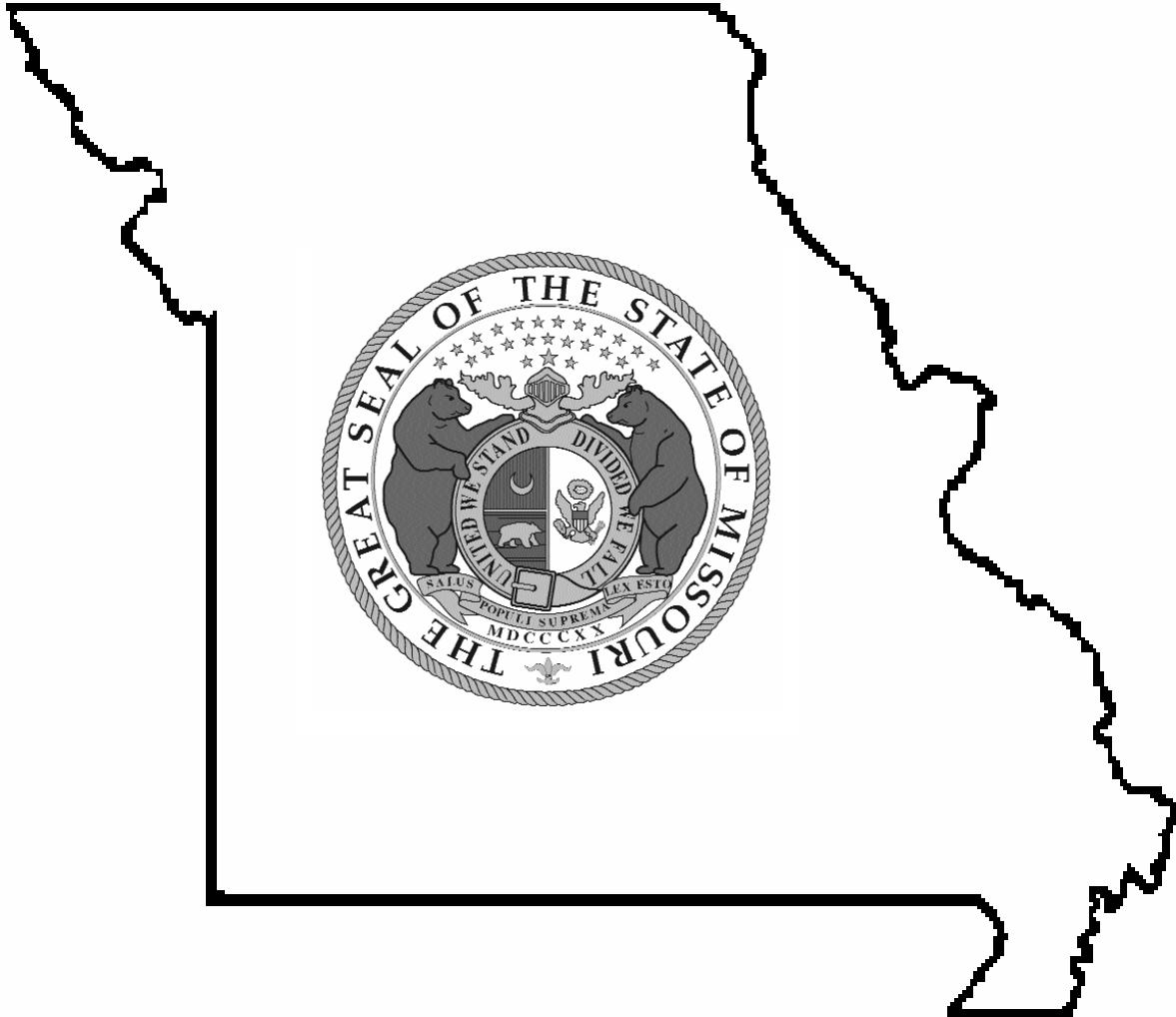
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JOHN R. ASHCROFT  
SECRETARY OF STATE

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